



F.No.89-158/E-115197/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

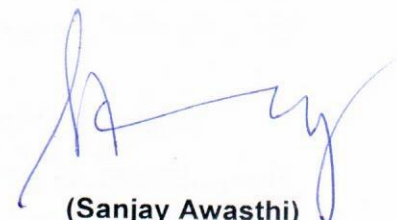
WHEREAS the appeal of University of Hyderabad, Gachibowli, Prof. C.R. Rao, Serilingampally, Telangana dated 22/04/2019 is against the Order No. SRO/NCTE/SRCAPP201630039/M.Ed./AP/2019-101408 dated 26.02.2019 of the Southern Regional Committee, refusing recognition for conducting for M.Ed. Course on the grounds that "This is an application for recognition of a M.Ed. course received on 25.05.2016. After due verification, LOI was issued on 02.03.2017. The University, instead of appointing regular faculty, kept asking for recognition on the basis of 'adjunct' faculty. This was categorically rejected. Thereafter, the University of Hyderabad kept asking for one extension of time after another. First extension was upto 30.04.2017. second extension was upto first week of July, 2017. Third and final extension was upto 20.01.2018. Since, all these extensions led to no meaningful actions, SCN was issued on 09.12.2018. Another SCN was issued on 03.03.2018. Thereafter, time was granted till 23.05.2018. But, no compliance has been reported till date. All the consideration shown to an established University has been of no avail. It has only made us vulnerable to attack of being soft. In short in the absence of any meaningful response by the University to the LOI issued on 02.03.2017, we are compelled to take adverse notice. Cancel the LOI for M.Ed. (1 unit) issued on 02.03.2017. Rejected their application."

AND WHEREAS Smt. G. Bhuvaneswara Lakshami, Professor & Head, University of Hyderabad, Gachibowli, Prof. C.R. Rao, Serilingampally, Telangana presented the case of the appellant institution on 11/06/2019. During the appeal hearing, appellant submitted a written request seeking another opportunity to present its case before appeal Committee. Appeal Committee decided to grant another (second) opportunity to appellant institution to present its case before Appeal Committee.

AND WHEREAS Smt. G. Bhuvaneswara Lakshami, Professor & Head appeared on behalf of appellant university on 02/08/2019 and submitted before Appeal Committee two lists containing the names of one Principal and required faculty members duly approved by Registrar of the university. Appeal Committee decided that appellant University should within 15 days of the Appeal order submit to SRC this list alongwith other required documents as per Terms and Conditions prescribed in the L.O.I. Appeal Committee further decided to remand back the case to SRC for revisiting the matter in case appellant university submits to them a complete and comprehensive compliance report to the L.O.I. within 15 days to 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 that appellant University should within 15 days of the Appeal order submit to SRC this list alongwith other required documents as per Terms and Conditions prescribed in the L.O.I. Appeal Committee further decided to remand back the case to SRC for revisiting the matter in case appellant university submits to them a complete and comprehensive compliance report to the L.O.I. within 15 days to the issue of appeal order.

NOW THEREFORE, the Council hereby remands back the case of University of Hyderabad, Gachibowli, Prof. C.R. Rao, Serilingampally, Telangana to the SRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Registrar, University of Hyderabad, Gachibowli, Prof. C.R. Rao, Serilingampally – 500046, Telangana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Telangana, Hyderabad.



F.No.89-187/E-117020/2019 Appeal/24th Mtg.-2019/2nd August, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 27/08/2019

ORDER

WHEREAS the appeal of Aryan T.T. College, Sikar Road, Dantaramgarh – 332703, Rajasthan dated 08.05.2019 is against the Letter No. New Appl./RF/Raj./NRCAPP-4736/2013-14/62523 dated 15.10.2013 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the following grounds: - "The NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration / processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by

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

AND WHEREAS the appellant, aggrieved by the letter of the N.R.C., filed a S.B. Civil Writ Petition No. 7743/2019 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 29/04/2019, allowed the Writ Petition to be withdrawn with liberty to the petitioner to file an appeal before the NCTE with direction to the NCTE to decide the appeal on merits ignoring the limitation period.

AND WHEREAS Sh. Bhanwar Lal, Member and Sh. Gopal, Secretary, Vivekanand Shikshan Sansthan appeared before Appeal Committee on 02/08/2019 and submitted a copy of the order dated 30/05/2019 issued by office of Director, Primary Education, Rajasthan, Bikaner. The above order constitutes to be a N.O.C. for D.El.Ed. programme issued to 26 institutions including the appellant institution in response to its application dated 08/05/2019. Appellant has also made following written submission in its appeal memoranda dated 08/05/2019:-

"The controversy was settled by the Appellate Authority, in the similar matter while disposing of the appeal u/s 18 of NCTE Act, 1993. The appellate authority of NCTE vide order no. 89-488/E-9740/2017 Appeal/17th Meeting – 2017 dt. 27/11/2017 titled "J.B.M. College of Education" directed the NRC to process further the application. The respondent had already granted recognition to several institutions. Show Cause Notice was not issued to the appellant institution as per NCTE Act, 1993."

AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow

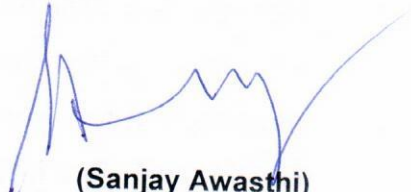
mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. In view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. 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 and taking into account the position stated in paras above, the Committee

concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Aryan T.T. College, Sikar Road, Dantaramgarh – 332703, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-188/E-117271/2019 Appeal/24th Mtg.-2019/2nd August, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 27/08/2019

ORDER

WHEREAS the appeal of Shree Venkateshwar B.Ed. College, 256/1, 256/2, Sihoda Near Bheraghat Railway Station, Jabalpur – 482002, Madhya Pradesh dated 14.05.2019 is against the Order No. WRC/APP201660037/7657/B.A.B.Ed./304th/ {M.P.}/2018/202701 dated 12.04.2019 of the Western Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the following grounds: - The institution has not complied and not submitted letter granting approval for the appointment of faculty by the Competent Authority/Affiliating Body to WRC, as mentioned in the appeal order dated 31.12.2018. In addition to this Committee also observed that the institution is not a composite institution. And Whereas, the decision of 303rd meeting, considered and upheld in 304th meeting of WRC.

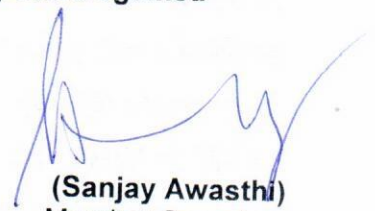
AND WHEREAS Sh. Gyanchand, Assistant Professor and Sh. Manish Singh, Manager, Shree Venkateshwar B.Ed. College, 256/1, 256/2, Sihoda Near Bheraghat Railway Station, Jabalpur – 482002, Madhya Pradesh presented the case of the appellant institution on 12/06/2019. In the appeal and during personal presentation the appellant submitted that "They submitted original letter of appointment of faculty which was approved by Competent Authority/affiliating body and also submitted faculty profile to WRC, office as on 19/03/2019. This institute is running B.Ed. Course since 2009. Institute is also running B.Com. Course. So, their institute is composite."

AND WHEREAS the appellant, in the course of presentation submitted a letter dt. 12/06/2019 requesting for another opportunity to present original communications from the university for approval of their faculty. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Gyanchand Ahirwar, Assistant Professor appeared before Appeal Committee on 02/08/2019 and presented the original faculty list for verification. From the documents presented before the Committee it is noted that the faculty list is not specifically approved and instead it is verified and attested by the affiliating body by its letter dated 15/03/2019 and 18/06/2019. The list enclosed by the appellant contains remarks dated 18/06/2019 made by affiliating university stating that faculty at serial no. 2,3,4,5,6,7,8 are appointed at College level. Appeal Committee noted that appellant institution is separately recognised for conducting B.Ed. programme and as such it was incumbent on the appellant to have submitted a separate list of faculty approved by affiliating body exclusively for B.A. B.Ed. programme. Obviously the appellant has failed to do so after issue of the Letter of Intent (L.O.I) dated 08/02/2018. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 12/04/2019.

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 12/04/2019.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Shree Venkateshwar B.Ed. College, 256/1, 256/2, Sihoda Near Bheraghat Railway Station, Jabalpur – 482002, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-847/E-98270/2018 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Murshidabad College of Engineering and Technology, Cossim Bazar, Berhampore, West Bengal dated 29/11/2018 is against the Order No. ERC/262.6.13/ERCAPP-3866/B.Ed./2018/58345 dated 14.11.2018 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution has not submitted faculty list duly approved by the concerned affiliating body. Affidavit on Rs. 100/- stamp paper regarding constitution of selection of faculty not submitted. Letter/approval from the concerned affiliating body to nominate their Representative for selection of the faculty not submitted. Affidavit on Rs. 10/- stamp paper of appointed individual faculty not submitted. Reply from the institution has not been received within the stipulated period."

AND WHEREAS Murshidabad College of Engineering and Technology, Cossim Bazar, Berhampore, West Bengal was asked to present the case of the appellant institution on 26/02/2019, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

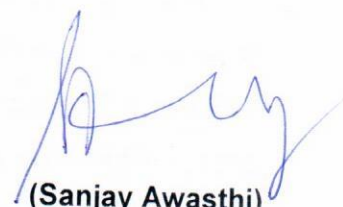
AND WHEREAS Sh. Atiqur Rahman, Representative, Murshidabad College of Engineering and Technology, Cossim Bazar, Berhampore, West Bengal presented the case of the appellant institution on 13/06/2019 i.e. the second opportunity granted to them. In the appeal, the appellant submitted that through WBUTTEPA's letter dt. 09/10/2018, they came to know that NET is one of the eligible criteria for selection of B.Ed. teachers and on this ground they rejected their selected teacher panel. The WBUTTEPA in their letter dt. 27/11/2018 mentioned the schedule of selection procedure for principal and Assistant Professors in the last week of December, 2018 or first week of January, 2019.

AND WHEREAS the appellant, in their letter dt. 13/06/2019, submitted that against their appeal before the WBUTTPA, they assured to give opportunity for selection of teachers as per new NCTE norms. The appellant, therefore, requested another opportunity to submit the approved faculty list. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Sh. Atiqur Rahman, Principal Incharge and Sh. Rajiv Sen, Member, appeared before Appeal Committee on 02/08/2019 and submitted copies of letters dated 05/07/2019, 12/07/2019, 17/07/2019 and 23/07/2019 of the affiliating university alongwith a list of faculty approved by Registrar of the university. Appeal Committee directed the appellant to submit a consolidated compliance containing all the required documents report to ERC within 15 days of the issue of appeal order. Appeal Committee further decided to remand back the case of ERC for revisiting the matter on receipt of the required compliance report from the appellant institution.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that appellant should submit to ERC within 15 days of the issue of appeal order to complete compliance report including the list of faculty approved by affiliating body.

NOW THEREFORE, the Council hereby remands back the case of Murshidabad College of Engineering and Technology, Cossim Bazar, Berhampore, West Bengal to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Murshidabad College of Engineering and Technology, Cossim Bazar, Raj 2 No. Hatib Berhampore – 742102, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-848/E-98271/2018 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Murshidabad College of Engineering and Technology, Cossim Bazar, Hatib, Berhampore, West Bengal dated 30/11/2018 is against the Order No. ERC/262.6.14/ERCAPP-3872/D.El.Ed./2018/58346 dated 14.11.2018 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that as the B.Ed. course has been decided for refusal; hence the D.El.Ed. course of the same institution comes under the category of stand-alone, which is not permissible as per NCTE Regulations, 2014.

AND WHEREAS Murshidabad College of Engineering and Technology, Cossim Bazar, Hatib, Berhampore, West Bengal was asked to present the case of the appellant institution on 26/02/2019, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Atiqur Rahman, Representative, Murshidabad College of Engineering and Technology, Cossim Bazar, Hatib, Berhampore, West Bengal presented the case of the appellant institution on 13/06/2019 i.e. the second opportunity granted to them. The appellant in the appeal submitted that they have already appealed against refusal of recognition for their B.Ed. course. The appellant, in a letter dt. 13/06/2019, submitted that they have completed all formalities for opening of D.El.Ed. course and submitted approved faculty list. The appellant requested for another opportunity.


AND WHEREAS the Committee, noting that a decision has been taken to give the appellant another opportunity to present their case in respect of their appeal

against the order of refusal for conducting B.Ed. course, decided to give the appellant another opportunity i.e. the third and final opportunity to present their case in respect of D.El.Ed. course.

AND WHEREAS Appeal Committee noted that it has been decided to remand back the case relating to grant of recognition for B.Ed. course. Accordingly the decision of ERC to refuse recognition for D.El.Ed. course on the basis of standalone status needs to be revisited. Appeal Committee decided to remand back the case to ERC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Murshidabad College of Engineering and Technology, Cossim Bazar, Hatib, Berhampore, West Bengal to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Murshidabad College of Engineering and Technology, Cossim Bazar, Raj 2 No. Hatib Berhampore – 742102, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-861/E-99058/2018 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of B.M.D. College of Education, Sigri Sigri Road, Mahendragarh, Haryana dated 10/12/2018 is against the Order No. NRC/NCTE/NRCAPP-8598/289th/Meeting/2018/197696 dated 15.10.2018 of the Northern Regional Committee, refusing recognition for conducting for D.El.Ed. Course on the grounds that "the institution has not submitted the reply of Show Cause Notice issued to it within the stipulated time."

AND WHEREAS B.M.D. College of Education, Sigri Sigri Road, Mahendragarh, Haryana was asked to present the case of the appellant institution on 27/02/2019 but nobody appeared before Appeal Committee. As this was the first opportunity given to appellant to appear for making personal presentation, Appeal Committee decided to grant another (second) opportunity to the appellant to appear before the Committee for making personal presentation of its case.

AND WHEREAS B.M.D. College of Education, Sigri Sigri Road, Mahendragarh, Haryana was asked to present the case of the appellant institution on 13/06/2019 i.e. the second opportunity granted to them, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Sh. Dhayan Singh, Secretary and Sh. Rattan Singh, Director appeared on behalf of appellant society and submitted copies of (i) Demand Draft dated 01/08/2019 for Rs. 1,50,000, (ii) Land N.O.C., (iii) Building Plan and (iv) a copy of letter endorsement of Tehsildar dated 12/12/2018. Appellant did not submit any clarification relating to non submission of reply to Show Cause Notice (SCN) dated 31/07/2018.

AND WHEREAS Appeal Committee noted that application dated 31/12/2012 seeking recognition for D.El.Ed. programme was returned by N.R.C. by a letter dated 11/09/2013 and appellant had filed a Writ Petition (C) No. 2334/2018 in the High Court of Delhi at New Delhi. Hon'ble High Court in its order dated 14/03/2018 had ordered that:-

"Subject to petitioner's depositing Rs. 15,000/- with Delhi High Court Staff Welfare Fund, the Writ Petition is allowed. Subject to the petitioner meeting all other prescribed eligibility criteria, the respondents are directed to reconsider the petitioner's application dated 31/12/2012 and dispose of the same by passing a reasoned and speaking order within twelve weeks from today. It is made clear that the petitioner's application would not be rejected on the ground of there being a ban imposed by the State of Haryana for opening of such educational Institutions."

AND WHEREAS Appeal Committee noted that acting on the order issued by Hon'ble High Court, NRC issued a Show Cause Notice (SCN) dated 31/07/2018 to the appellant institution on the following grounds:-

- *Processing fee of Rs. 1,50,000/- not submitted.*
- *Latest NOC from the District Town Planner regarding land use has not been submitted.*
- *Building Plan is for other Khewat/Khasra Nos., as mentioned in online application.*
- *NEC is also for other Khewat/Khasra Nos., as mentioned in online application.*
- *Khewat/Khasra Nos. are not mentioned in the CLU.*

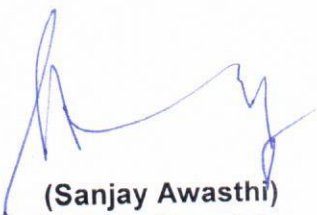
The SCN was required to be replied to in 30 days.

AND WHEREAS Appeal Committee noted that appellant institution neither complied with the requirements set out in the S.C.N. nor did seek extension of time to submit written representation which resulted in issue of impugned refusal order dated

15/10/2018. Appeal Committee noted that appellant has neither submitted reply to the S.C.N. dated 31/07/2018 nor has stated any reason for not doing so. The application returned to appellant institution on 11/09/2013 along with processing fee could not have been reprocessed by NRC without processing fee and a formal application as per NCTE Regulation, 2014. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 15/10/2018 with liberty to the petitioner to apply afresh as and when NCTE issues Notification inviting fresh applications for the course.

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 15/10/2018 with liberty to the petitioner to apply afresh as and when NCTE issues Notification inviting fresh applications for the course.

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



(Sanjay Awasthi)
Member Secretary

1. The Manager, B.M.D. College of Education, Sigri Sigri Road, Mahendragarh – 123034, Haryana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



F.No.89-865/E-99126/2018 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Omkar Mal B.Ed. College, Shivaji Park, Alwar, Rajasthan dated 07/12/2018 is against the Letter No. Old App/RJ-----/2017/169068 dated 14.03.2017 of the Northern Regional Committee, returning their application for grant of recognition for conducting for D.El.Ed. Course on the grounds that "In cases where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, filed a S.B. Civil Writs no. 26807/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 06/12/2018, closed writ proceedings with liberty reserved to the petitioner to avail remedy of appeal. The Hon'ble High Court also observed that in case an appeal is instituted by the petitioner; the Appellate Authority would deal with the same as expeditiously as possible, in accordance with law.

AND WHEREAS Omkar Mal B.Ed. College, Shivaji Park, Alwar, Rajasthan was asked to present the case of the appellant institution on 27/02/2019 but nobody appeared. In the appeal memoranda it is submitted that "It is reiterated here that there was virtual impossibility in submitting the application online and after directions of Hon'ble Court narrated above the application was submitted offline. If the institution were provided opportunity to move an application before the NRC as per the directions of Hon'ble Court given in another identical matters, it would have been done but due to the virtual impossibility, online submission was totally impossible. The appellant institution submitted his application along with in reference to another identical/ similar

matters, but the respondent committee not considered the matter as per reference. In similar matters while disposing of the appeal u/s 18 of NCTE Act, 1993, the appellate authority of NCTE vide order No. 89-534/E8922/2017 Appeal/15th Meeting-2017 dt. 16.10.2017 titled "St. College" directed the NRC to process further the application on the ground that ...the Committee noted that the appellant could not have submitted the application online within the time frame allowed by the Hon'ble High Court on 10.12.2015 i.e. one month, which is a virtual impossibility due to closure of NCTE portal."

AND WHEREAS Sh. Vivek Gupta, Secretary, Omkar Mal B.Ed. College, Shivaji Park, Alwar, Rajasthan appeared before the Committee on 13/06/2019 & 02/08/2019, i.e. the second and third opportunity granted to them. Appellant in its written submission dated 02/08/2019 stated that in a few cases where appeals made by similarly placed institutions have been rejected on grounds of decision dated 01/10/2018 of Hon'ble Court of Delhi relate to the State of Haryana whereas the appellant institution is located in the State of Rajasthan and the State Government of Rajasthan has issued N.O.C. dated 01/01/2018 for D.El.Ed. programme. Appellant has also drawn attention of the Appellate Authority to some similar appeal matters which were remanded back to NRC before 31/12/2018.

AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to

the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS it has also been brought to the notice of the Committee in their meeting held on 27/12/2018 that the Council, in their letter NO. F. 67/19/2018 – US (Legal) – HQ dt. 18/12/2018, addressed to all their Regional Committees, in the context of the various orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India referred to therein, directed ensuring compliance of the orders of the Hon'ble Courts and adherence to the provisions of the Regulations 5 (3), 7(4), 7 (5) and 7 (6) of the NCTE Regulations, 2014, irrespective of its stage of processing of application, course, year of application and State it pertains.

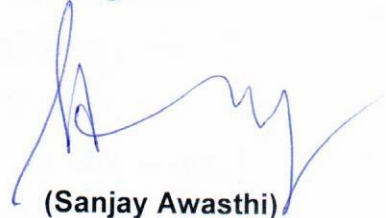
AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs.

AND WHEREAS in view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed. The appellant institution is free to

submit a fresh application as and when NCTE issue notification inviting application for the desired courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing and taking into account the position stated in paras above the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Omkar Mal B.Ed. College, 4-Ka-2, Shivaji Park, Alwar – 301001, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-880/E-100289/2018 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Vinayak Institute of Education, Rajgarh, Rajasthan dated 16/12/2018 is against the Letter No. New Appl./RF/Raj./NRCAPP-9314/2013-14/49876 dated 18.06.2013 of the Northern Regional Committee returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "the NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration/processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by the NCTE Committee, the NRC

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

AND WHEREAS the appellant filed a S.B. Civil Writs No. 25370/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 28/11/2018, closed writ proceedings with liberty reserved to the petitioner to avail remedy of appeal. The Hon'ble High Court also observed that in case an appeal is instituted by the petitioner; the Appellate Authority would deal with the same as expeditiously as possible, in accordance with law.

AND WHEREAS Vinayak Institute of Education, Rajgarh, Rajasthan was asked to present the case of the appellant institution on 28/02/2019, 13/06/2019 and 02/08/2019, but nobody from the institution appeared. The Committee decided to consider the matter *exparte* on merits of the submission made in the appeal memoranda.

AND WHEREAS Appeal Committee noted that appellant institution has preferred appeal dated 16/12/2018 against a letter dated 18/06/2013. The appeal is based mainly on the ground that in some similar appeal matters. Appellate Authority had asked the Regional Committee to process the application. Appellant presumes that the controversy relating to seeking N.O.C. from the State Government is settled and application made by appellant institution on 31/12/2012 and returned by NRC by its letter dated 18/06/2013 alongwith application fee can now be considered in view of general N.O.C. issued by State Government in 2018.

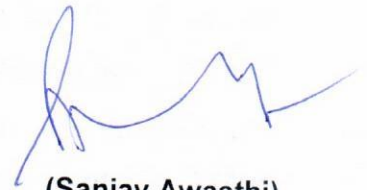
AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the

judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. In view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed. The appellant institution is free to submit a fresh application as and when NCTE issue notification inviting application for the desired courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and taking into account the position stated in paras above, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Vinayak Institute of Education, Ward No. 2, Rajgarh – 331023, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-899/E-100676/2018 Appeal/24th Mtg.-2019/2nd August, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 27/08/2019

ORDER

WHEREAS the appeal of Muni Shree Kamal Vijay Ji Msa Vikas and Shikshan Shodh Sansthan, Bhinmal, Rajasthan dated 25/12/2018 is against the Letter No. New Appl./RF/Raj./NRCAPP-8573/2013-14/51398 dated 25.06.2013 of the Northern Regional Committee, returning their application for grant of recognition for conducting for D.El.Ed. Course on the grounds that "the NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration/processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by the

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

AND WHEREAS the appellant, aggrieved by the letter of the N.R.C., filed a S.B. Civil Writs No. 27105/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 17/12/2018, closed writ proceedings with liberty reserved to the petitioner to avail remedy of appeal. The Hon'ble High Court also observed that in case an appeal is instituted by the petitioner; the Appellate Authority would deal with the same as expeditiously as possible, in accordance with law.

AND WHEREAS Muni Shree Kamal Vijay Ji Msa Vikas and Shikshan Shodh Sansthan, Bhinmal, Rajasthan was asked to present the case of the appellant institution on 28/02/2019, 13/06/2019 and 02/08/2019 but nobody from the institution appeared. The Committee decided to consider the matter *exparte* on merits of the submissions made in the appeal memoranda.

AND WHEREAS appellant in its appeal memoranda has submitted that no Show Cause Notice was issued prior to return of its application on 25/06/2013. Appeal Committee noted that appellant institution has preferred appeal dated 16/12/2018 against a letter dated 18/06/2013. The appeal is based mainly on the ground that in some similar appeal matters. Appellate Authority had asked the Regional Committee to process the application. Appellant presumes that the controversy relating to seeking N.O.C. from the State Government is settled and application made by appellant institution on 31/12/2012 and returned by NRC by its letter dated 18/06/2013 alongwith application fee can now be considered in view of general N.O.C. issued by State Government in 2018.

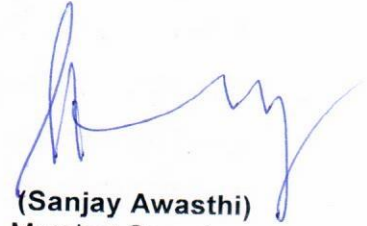
AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. In view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the

N.R.C. confirmed. The appellant institution is free to submit a fresh application as and when NCTE issue notification inviting application for the desired courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and taking into account the position stated in paras above, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Muni Shree Kamal Vijay Ji Msa Vikas and Shikshan Shodh Sansthan, Bhakri Road, Bhinmal – 343029, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-01/E-100877/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Baba Bhagwan Dass Govt. Teachers Training College, Chimanpura, Shahpura, Rajasthan dated 22/12/2018 is against the Order No. NRC/NCTE/NRCAPP-2939/290th Meeting/2018/198100-04 dated 26.10.2018 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "Para - 4 of the letter of the institution dated 28.09.2018 reveals that at present only one teacher is working in the B.Ed. section."

AND WHEREAS Dr. V.K. Singh, Assoc. Professor and Dr. Anil Upadhyaya, Lecturer, Baba Bhagwan Dass Govt. Teachers Training College, Chimanpura, Shahpura, Rajasthan presented the case of the appellant institution on 25/03/2019. In the appeal and during personal presentation it was submitted that "Deputing the Faculty Members is in Progress. Recently three faculty members have been deputed by the Department of College Education. List of permanent and deputed members is enclosed. In the Show Cause Notice Issued by NCTE, New Delhi, it was mentioned that the college should provide information regarding the Infrastructure facilities. In the reply of the college all relevant information was brought to the notice of the authorities. The college has ample building, furniture, laboratories, library, playground and required infrastructure."

AND WHEREAS appellant during the course of appeal presentation on 25/03/2019 sought another opportunity to present its case before Appeal Committee. As per extant appeal rules, an appellant is entitled to seek adjournment of hearing. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant institution to present its case before Appeal Committee.

AND WHEREAS Dr. Vinod K. Singh, Assoc. Professor and Dr. Anil Upadhyay, Assoc. Professor, Baba Bhagwan Dass Govt. Teachers Training College, Chimanpura, Shahpura, Rajasthan appeared before the Committee on 13/06/2019 i.e. the second opportunity granted to them. The appellant, in a letter dt. 13/06/2019, submitted that on account of Model Code of Conduct applicable during elections, the process of appointment of faculty is held up and it will be now completed soon. The appellant also enclosed a copy of the letter dt. 12/06/2019 addressed by the Commissioner, College Education, Rajasthan, Jaipur to the Member Secretary, NCTE, New Delhi. In this letter, the Commissioner, stating that on account of Model Code of Conduct in force during Elections, the process of appointing the teaching staff in five colleges (including the appellant institution) is taking some more time, requested another date for hearing. The appellant in their letter dt. 13/06/2019 therefore, requested another date for hearing of their appeal. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

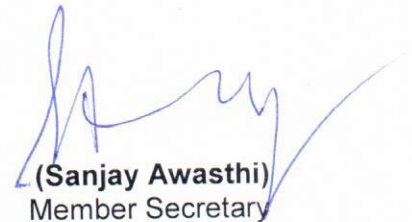
AND WHEREAS S/Sh. Vinod K. Singh and Anil K. Upadhyay, Associate Professors appeared before Appeal Committee on 02/08/2019 and submitted a list containing the names of one Head of Department, one Associate Professor, (both Permanent) and 12 other faculty working in the appellant institution.

AND WHEREAS Appeal Committee noted that impugned withdrawal order dated 26/10/2018 was issued on the ground that appellant institution had only one teacher working in B.Ed. Section. Appellant institution since the date of filing appeal has been provided repeated opportunities to show documentary evidence in support of its claim that it appointed faculty as per requirement of Norms and Standards prescribed in Appendix 4 of NCTE Regulations, 2014. Para 7 (13) of NCTE Regulation provides that the institution shall submit the list of faculty, as approved by affiliating body, to the Regional Committee. Para 5.1 of Appendix 4 mentions that there shall be 16 full time faculty members and distribution of these faculty across different curricular area is also mentioned.

AND WHEREAS Appeal Committee noted that the list of faculty furnished by appellant institution is neither certified by the affiliating body nor the State Government has provided necessary details relating to qualification, experience and date of birth etc. of the faculty who are stated to be engaged on work arrangement basis. While appreciating the fact that appointments in Government run institutions are on posting transfer basis also, it is necessary that courses are conducted by adhering to the Norms and Standards of any particular programme. Whereas partial deficiency in the faculty for a limited duration is tolerable, the appellant institution is observed to be lacking in its faculty position for most of the time in the academic years and even on the day of appeal hearing it did not have the required number of faculty in position. Appeal Committee considering the facts of the case decided to confirm the impugned order of withdrawal dated 26/10/2018.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order of withdrawal dated 26/10/2018.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Baba Bhagwan Dass Government Teachers Training College, Chimanpura, 1, Shahpura – 303103, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-04/E-100875/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan dated 24/12/2018 is against the Order No. NRC/NCTE/NRCAPP-2845/290th Meeting/2018/198154 dated 30.10.2018 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the separate building for the B.Ed. course has a built-up area of 342 sq. mts. There are five teachers for conducting the B.Ed. course. There is no HOD posted for the B.Ed. course."

AND WHEREAS Dr. Kamlesh Jha, Lecturer, Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan presented the case of the appellant institution on 25/03/2019. In the appeal and during personal presentation it was submitted that "present total built up area of composite college is 2103 sq. mts. document attached. At present there are total 09 Teachers including 06 Lecturers, 01 Instructor, 01 PTI and 01 Principal for conducting the B.Ed. Course and other teaching staff posting is under process on Govt. level. Order of HOD have been issued for the B.Ed. course. Letter attached."

AND WHEREAS appellant during the course of appeal presentation on 25/03/2019 submitted a letter dated 25/03/2019 seeking another opportunity to present its case before Appeal Committee. As per extant appeal rules, an appellant is entitled to seek adjournment of the hearing. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant institution to present its case before Appeal Committee.

AND WHEREAS Dr. Pravesh Kumar Chauhan, Instructor, Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan presented the case of the appellant institution on 13/06/2019 i.e. the second opportunity granted to them. The appellant, in the course of presentation, submitted a letter dt. 13/06/2019; to which a copy of the letter dt. 12/06/2019, addressed by the Commissioner, College Education, Rajasthan, Jaipur to the Member Secretary, NCTE, New Delhi is enclosed. In this letter, the Commissioner, stating that on account of the Model Code of Conduct in force during the Elections, the process of appointing the teaching staff in the five colleges (including the appellant institution) is taking some more time requested another date for hearing. The appellant institution in their letter dt. 13/06/2019 also made a similar request.

AND WHEREAS Dr. Pravesh Kumar Chauhan, Instructor, Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan Government College, Uplafala, Kalyanpur Road, Kherwara, Rajasthan appeared before Appeal Committee on 02/08/2019 and submitted:-

- (i) Copy of Building Completion Certificate (BCC) indicating a separate built up area of 2349 sq. meters for B.Ed. course.
- (ii) Building Plan.
- (iii) List of faculty containing the names of one Principal and seven faculty.

Further 4 faculty members are appointed on work arrangement basis.

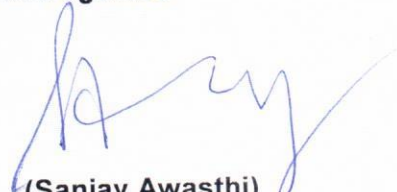
AND WHEREAS Appeal Committee noted that impugned withdrawal order dated 30/10/2018 was issued on the ground that appellant institution had only five teachers and there is no H.O.D. for B.Ed. course. Appellant institution since the date of filing appeal was provided repeated opportunities to show documentary evidence in support of its claim that it appointed faculty as per requirement of Norms and Standards prescribed in Appendix 4 of NCTE Regulations, 2014. Para 7 (13) of NCTE Regulation provides that the institution shall submit the list of faculty, as approved by

affiliating body, to the Regional Committee. Para 5.1 of Appendix 4 mentions that there shall be 16 full time faculty members and distribution of these faculty across different curricular area is also mentioned.

AND WHEREAS Appeal Committee noted that the list of faculty containing the names of 4 faculty furnished by appellant institution is neither certified by the affiliating body nor the State Government has provided necessary details relating to qualification, experience and date of birth etc. of the faculty who are stated to be engaged on work arrangement basis. While appreciating the fact that appointments in Government run institutions are on posting transfer basis also, it is necessary that courses are conducted by adhering to the Norms and Standards of any particular programme. Whereas partial deficiency in the faculty for a limited duration is tolerable, the appellant institution is observed to be lacking in its faculty position for most of the time in the academic years and even on the day of appeal hearing, it did not have the required number of faculty in position. Appeal Committee considering the facts of the case decided to confirm the impugned order of withdrawal dated 30/10/2018.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order of withdrawal dated 30/10/2018.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Government College, Uplafala, Kalyanpur Road, Kherwara – 313803, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-05/E-100861/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of S.G.S.G. Govt. College, Nandla, Beawar Road, Nasirabad, Rajasthan dated 24/12/2018 is against the Order No. NRC/NCTE/NRCAPP-2898/290th Meeting/2018/198149 dated 30.10.2018 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "built-up area is only 1731 sq. mts. against the requirement of 2000 sq. mts. Institution has only one lecturer as against the requirement of 1+15 faculty members."

AND WHEREAS Sh. Anuradha Sharma, Principal, S.G.S.G. Govt. College, Nandla, Beawar Road, Nasirabad, Rajasthan presented the case of the appellant institution on 25/03/2019. In the appeal and during personal presentation it was submitted that "Built up area is 2020 sq. mts. the Appointment of Lecturers is under process by the Commissionerate. The B.Ed. course is not a separate entity but an integral part of the main college. Therefore, the whole non-teaching staff is available for the official work. The size of multi-purpose hall is 36 by 60 feet. The hyperlinked website is hte.rajasthan.gov.in/college/gcnasirabad."

AND WHEREAS appellant during the course of appeal presentation on 25/03/2019 submitted a letter dated 25/03/2019 seeking another opportunity to present its case before Appeal Committee. As per extant appeal rules, an appellant is entitled to seek adjournment of hearing. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant institution to present its case before Appeal Committee.

AND WHEREAS Dr. Archana Purohit, Lecturer, S.G.S.G. Govt. College, Nandla, Beawar Road, Nasirabad, Rajasthan presented the case of the appellant institution on 13/06/2019 i.e. the second opportunity granted to them. The appellant, in the course of presentation, submitted a letter dt. 13/06/2019, to which a copy of the letter dt. 12/06/2019, addressed by the Commissioner, College Education, Rajasthan, Jaipur to the Member Secretary, NCTE, New Delhi is enclosed. In this letter, the Commissioner, stating that on account of the Model Code of Conduct in force during the Elections, the process of appointing the teaching staff in the five colleges (including the appellant institution) is taking some more time, requested another date for hearing. The appellant institution, in their letter dt. 13/06/2019, also made a similar request.

AND WHEREAS Dr. Archana Purohit, Lecturer, S.G.S.G. Govt. College, Nandla, Beawar Road, Nasirabad, Rajasthan appeared before Appeal Committee on 02/08/2019 and submitted:-

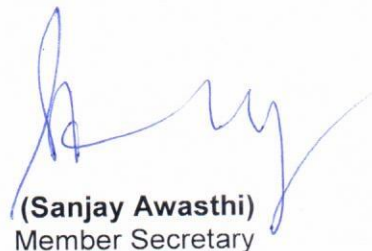
- (i) A list containing the names of eight faculty including the name of Dr. Archana Purohit who is designated to look after the duties of Head of Department.
- (ii) Building Plan.

AND WHEREAS Appeal Committee noted that impugned withdrawal order dated 30/10/2018 was issued on the ground that appellant institution had only one teacher working in B.Ed. Section. Appellant institution since the date of filing appeal has been provided repeated opportunities to show documentary evidence in support of its claim that it appointed faculty as per requirement of Norms and Standards prescribed in Appendix 4 of NCTE Regulations, 2014. Para 7 (13) of NCTE Regulation provides that the institution shall submit the list of faculty, as approved by affiliating body, to the Regional Committee. Para 5.1 of Appendix 4 mentions that there shall be 16 full time faculty members and distribution of these faculty across different curricular area is also mentioned.

AND WHEREAS Appeal Committee noted that the list of faculty furnished by appellant institution is neither certified by the affiliating body nor the State Government has provided necessary details relating to qualification, experience and date of birth etc. of the faculty who are stated to be engaged on work arrangement basis. While appreciating the fact that appointments in Government run institutions are on posting transfer basis also, it is necessary that courses are conducted by adhering to the Norms and Standards of any particular programme. Whereas partial deficiency in the faculty for a limited duration is tolerable, the appellant institution is observed to be lacking in its faculty positions for most of the time in the academic year and even on the day of appeal hearing it did not have the required number of faculty in position. Appeal Committee considering the facts of the case decided to confirm the impugned order of withdrawal dated 30/10/2018.

AND WHEREAS After perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order of withdrawal dated 30/10/2018.

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, S.G.S.G. Govt. College, Nandla, Beawar Road, Nasirabad – 305601, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-08/E-100828/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Seth R.L. Saharia Government Post Graduate College, Chomu, Raladera, Rajasthan dated 24/12/2018 is against the Order No. NRC/NCTE/NRCAPP-3012/290th Meeting/2018/198090 dated 26.10.2018 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "there are only six teachers for B.Ed. course and HOD has not been appointed. The total built-up area constructed for B.Ed. course is only 300 sq. mts. (till 27.07.2018)."

AND WHEREAS Dr. L.P. Maheshwar, Principal and Dr. Rishudeep Bhatnagar, Lecturer in Education, Seth R.L. Saharia Government Post Graduate College, Chomu, Raladera, Rajasthan presented the case of the appellant institution on 25/03/2019. In the appeal and during personal presentation it was submitted that "At present 9 faculty members are posted for B Ed course and fulfilment of teaching staff as per NCTE norms is under process vide letter number 220 dated 20 Dec 2018 of Commissionerate of College Education, Govt. of Rajasthan, Jaipur. Page 1, 2, 3 of Attachment. At present Dr. Rajeshwar Prasad is working as HOD. Order regarding HOD has been issued vide order number 1727 dated 20 Nov 2018. Page 4 of Attachment. This college is a composite institution as per NCTE norms 2014 and running arts, science and commerce faculties along with B Ed course. The college has total land 230000 Sq. Mts. and 10497.9 Sq. Mts. total built-up area. This information has been sent to NRC NCTE vide our letter number 1563 1564 dated 11 Oct 2018 in response to show cause notice under section 17. The college has more than required infrastructure such as class rooms, seminar hall, multipurpose hall, library etc. Page 5, 6, 7, 8, 9 of Attachment."

AND WHEREAS appellant during the course of appeal hearing on 25/03/2019 and 14/06/2019 submitted written requests seeking another opportunity to present its

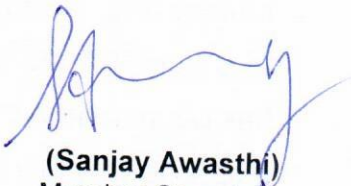
case with relevant documentary evidence. Appeal Committee, in view of the extant appeal rules, decided to grant another (third) opportunity to the appellant to present its case. Appellant was, however, apprised on 14/06/2019 that the next opportunity will be the final for the appellant to present its case with all relevant documentary evidence.

AND WHEREAS Dr. Rajeshwar Prasad, H.O.D. and Rishudeep Bhatnagar, Lecturer appeared before Appeal Committee on 02/08/2019 and submitted (i) list containing the names of one Principal and nine faculty and (ii) Building Completion Certificate (BCC) indicating built up area of 500 sq. meters for B.Ed. course.

AND WHEREAS Appeal Committee noted that despite been given repeated opportunities to appoint required faculty, the appellant institution has not been able to submit list of faculty as per requirement mentioned in para 5.1 of Appendix 4 of NCTE Regulation, 2014. Appeal Committee, therefore, decided to confirm the impugned order of withdrawal dated 26/10/2018 issued by NRC.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned order of withdrawal dated 26/10/2018 issued by NRC.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Seth R.L. Saharia Government Post Graduate College, Chomu, Raladera – 303801, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-34/E-102940/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Acharya Nanesh Shikshak Shiksha Mahavidyalaya, Sawai Madhopur, Rajasthan dated 11/01/2019 is against the Letter No. Old App/RJ----/2017/169491 dated 23.03.2017 of the Northern Regional Committee, thereby returning their application for grant of recognition for conducting B.Ed. Course on the grounds that "in cases where the institution have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS the appellant, aggrieved by the letter of the N.R.C., filed a S.B. Civil Writs No. 27825/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 03/01/2019, closed writ proceedings, with liberty reserved to the petitioner to avail remedy of appeal. The Hon'ble High Court also observed that in case an appeal is instituted by the petitioner; the Appellate Authority would deal with the same as expeditiously as possible, in accordance with law.

AND WHEREAS Acharya Nanesh Shikshak Shiksha Mahavidyalaya, Sawai Madhopur, Rajasthan was asked to present the case of the appellant institution on 26/03/2019. The appellant, in their letter dt. 26/03/2019, stating that their authorised representative was unable to attend the hearing on 26/03/2019 due to illness, requested another date for hearing. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS by issue of Notice dated 23/05/2018, Appellant institution was asked to present the case on 14/06/2019 but neither the appellant appeared nor any intimation was received from the institution. Appeal Committee as per extant appeal rules decided to grant third and final opportunity to the appellant to present its case before Appeal Committee.

AND WHEREAS Sh. Sunil Kumar Jain, Lecturer, Acharya Nanesh Shikshak Shiksha Mahavidyalaya, Sawai Madhopur, Rajasthan appeared before Appeal Committee on 02/08/2019 and in his written statement stated that and in his written statement stated that in many similar case Appellate Authority had remanded back the case to NRC and the Regional Committee had also granted recognition to a number of institutions.

AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which

itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs.

AND WHEREAS it has also been brought to the notice of the Committee in their meeting held on 27/12/2018 that the Council, in their letter NO. F. 67/19/2018 – US (Legal) – HQ dt. 18/12/2018, addressed to all their Regional Committees, in the context of the various orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India referred to therein, directed ensuring compliance of the orders of the Hon'ble Courts and adherence to the provisions of the Regulations 5 (3), 7(4), 7 (5) and 7 (6) of the NCTE Regulations, 2014, irrespective of its stage of processing of application, course, year of application and State it pertains.

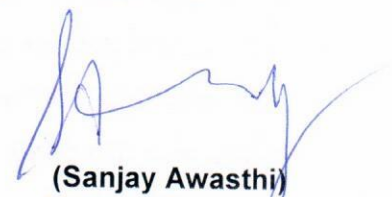
AND WHEREAS Appeal Committee also noted that while returning the application made by appellant institution, NCTE had also refunded the application fee. After return of application in original and refund of application fee by NCTE virtually no application had existed for several years. In the present scenario even if the applicant has now become eligible to apply afresh with necessary approvals from the affiliating body and the State Government, the already returned application cannot be revived in view of the direction of Supreme Court to decide all applications in conformity of NCTE Regulations, 2014. In many similar cases where applicants had filed Writ Petitions in the High Court of Judicature for Rajasthan, Bench at Jaipur, the direction given by the Hon'ble High Court to N.R.C. was to consider the applications of petitioners provided they apply afresh in accordance with the NCTE Regulations, 2014. Appeal

Committee noted that in a few cases where appellants resubmitted their old returned applications, the N.R.C. without ensuring that the applicant submits a fresh application as and when NCTE invites applications, had mistakenly considered such applications, conducted inspections and issued L.O.s. On reconsideration of the whole matter Appeal Committee has now decided that appellant is free to submit application afresh as and when NCTE invites application by issuing a public notification. Appeal Committee has also decided to make a deviation from its earlier decision where a few appeal matters were remanded back which subsequently resulted in technical and procedural difficulties in view of the general guidelines given by the Hon'ble Supreme Court of India.

AND WHEREAS in view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. 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 and taking into account the position stated in paras above the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Acharya Nanesh Shikshak Shiksha Mahavidyalaya, Kustla, Sawai Madhopur – 233983, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-42/E-103500/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Tagore Shikshak Sansthan Danta Road, Danta Ramgarh, Rajasthan dated 12/01/2019 is against the Letter No. New Appl./RF/Raj./NRCAPP-9248/2013-14/48856 dated 13.06.2013 of the Northern Regional Committee, returning their application for grant of recognition for conducting D.El.Ed. Course on the grounds that "the NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration/processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulation 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by the

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

AND WHEREAS the appellant, aggrieved by the letter of the N.R.C., filed a S.B. Civil Writs No. 25783/2018 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court, in their order dt. 26/11/2018, closed writ proceedings with liberty reserved to the petitioner to avail remedy of appeal. The Hon'ble High Court also observed that in case, an appeal is instituted by the petitioner; the Appellate Authority would deal with the same as expeditiously as possible, in accordance with law.

AND WHEREAS tagore Shiksak Sansthan Danta Road, Danta Ramgarh, Rajasthan was asked to present the case of the appellant institution on 26/03/2019. The appellant, in its letter dt. 26/03/2019, stated that he is unable to attend the hearing on account of admission of his mother in hospital and requested allotment of another date to present its case. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS by issue of Notice dated 23/05/2018, Appellant institution was asked to present the case on 14/06/2019 but neither the appellant appeared, nor any intimation was received from the institution. Appeal Committee as per extant appeal rules decided to grant third and final opportunity to the appellant to present its case before Appeal Committee.

AND WHEREAS Dr. Mahendra Singh, Director and Dr. Shivpal Singh, Chairman, Tagore Shiksak Sansthan Danta Road, Danta Ramgarh, Rajasthan appeared before Appeal Committee on 02/08/2019 and submitted that the cases of similarly placed institutions were remanded back by the Appellate Authority and the State Government of Rajasthan has issued N.O.C. on 25/02/2019 and 26/02/2019.

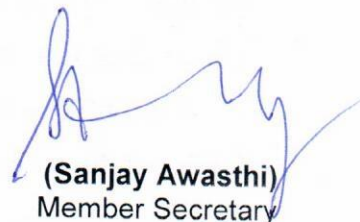
AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. In view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

The appellant institution is free to submit a fresh application as and when NCTE issue notification inviting application for the desired courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing and taking into account the position stated in paras above, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Tagore Shikshak Sansthan Danta Road, Danta Ramgarh – 332703, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-54/E-104542/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of P.E.S. College of Physical Education, Gymnasium Building, Nagsenvana, Maharashtra dated 30/01/2019 is against the Order No. WRC/OAPW0223/114065/292nd/2018/198376 dated 02.06.2018 of the Western Regional Committee, withdrawing recognition for conducting for B.P.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, Show Cause Notice dated 03.10.2016 was issued. The institution vide reply dated 17.10.2016 has submitted the staff profile of 9 faculty members, which is not as per Appendix-VII of NCTE Regulations, 2014. Principal has not been appointed. The staff profile is not approved by the Registrar. FDRs for additional Rs. 7.00 lakhs in joint account and Building Completion Certificate issued by a Government Engineer not submitted in original. Hence, Recognition is withdrawn from the next academic session 2018-19."

AND WHEREAS Dr. Bhaskar Salvi, Principal, P.E.S. College of Physical Education, Gymnasium Building, Nagsenvana, Maharashtra presented the case of the appellant institution on 26/03/2019. In the course of presentation, the appellant, in their letter dt. 26/03/2019, requested another opportunity to present the approval of their faculty by Dr. Babasaheb Ambedkar Marathwada University, Aurangabad. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Dr. Bhaskar Salvi, Principal appeared before Appeal Committee on 14/06/2019 and sought another opportunity to present its case. The Committee decided to give third and final opportunity to the appellant to present its case before Appeal Committee.

AND WHEREAS Dr. Bhaskar Salvi, Principal of the appellant institution appeared before Appeal Committee on 02/08/2019 and submitted that a regular

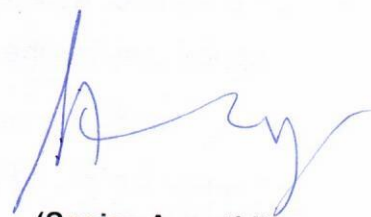
Principal has been appointed with the approval of affiliating university and selection process completed in association with the affiliating university for remaining faculty has been submitted to BAMU University F.D.Rs for additional amount are also prepared in joint name. Appeal Committee noting that appellant institution is recognised for conducting B.P.Ed. programme since the year 2000 decided that appellant institution should submit to WRC within 15 days of the issue of appeal order:-

- (i) List containing the names of Principal and required faculty day approved by affiliating university.
- (ii) FDRs converted in Joint name.
- (iii) B.C.C. in original.

Appeal Committee further decided to remand back the case to WRC for revisiting the matter after the appellant institution submits required documents 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 remand back the case to WRC for revisiting the matter after the appellant institution submits required documents within 15 days of the issue of appeal order.

NOW THEREFORE, the Council hereby remands back the case of P.E.S. College of Physical Education, Gymnasium Building, Nagsenvana, Maharashtra to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, P.E.S. College of Physical Education, Gymnasium Building, Nagsenvana, Milind College Campus, Cantonment – 431002, Maharashtra.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-57/E-105083/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of SPM Government College, Nadsar Road, Ratiyo Ki Dhani, Bhopalgarh, Rajasthan dated 24/12/2018 is against the Order No. NRC/NCTE/NRCAPP-3331/290th Meeting/2018/198095-99 dated 26.10.2018 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "the post of the HOD is vacant. There are only six lecturers and one physical education teacher against the requirement of 16 faculty members."

AND WHEREAS Dr. Indu Gehlot, Lecturer, SPM Government College, Nadsar Road, Ratiyo Ki Dhani, Bhopalgarh, Rajasthan presented the case of the appellant institution on 26/03/2019. In the appeal and during personal presentation it was submitted that according to SPM Government College, Bhopalgarh, Jodhpur office order no. 2018.19 171 dated 27.08.2018 and Office Order no.835.37 dated 06.12.2018 Dr. Indu Gehlot is working as HOD of B.Ed. course. There are six lecturers and one P.T.I. and one Principal for B.Ed. course and the rest of the faculty as required per NCTE norms is under progress as per letter No.220 dated 20.12.2018 of Commissioner, College Education, Jaipur Appendix 2 Point No. 06. The appellant, in their letter dt. 26/03/2019, stated that the appointment of full faculty will be completed before the commencement of the new academic year and requested that the matter may be kept pending. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

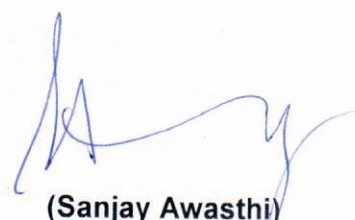
AND WHEREAS Dr. Indu Gehlot, Lecturer and Dr. Vandana Arora, Lecturer, SPM Government College, Nadsar Road, Ratiyo Ki Dhani, Bhopalgarh, Rajasthan appeared before Appeal Committee on 14/06/2019 and submitted yet another request for postponement of appeal hearing. As per extant appeal rules, three opportunities

can be provided to an appellant to present its case before Appeal Committee. The Committee decided to give the appellant third and final opportunity to present its case.

AND WHEREAS Dr. Indu Gehlot and Ms. Vijaya Jain, Lecturer, SPM Government College, Nadsar Road, Ratiyo Ki Dhani, Bhopalgarh, Rajasthan appeared before Appeal Committee on 02/08/2019 and submitted a list containing the names of a faculty members allocated for B.Ed. course. Appeal Committee noted that the post of Head of Department still remains vacant and the faculty is also short by six members. Appeal Committee noted that impugned order withdrawal was issued in October, 2018 and appellant institution has so far been unable to remove the deficiency on account of filling up the post of H.O.D. and faculty members as prescribed in para 5.1 of Appendix 4 of NCTE Regulation, 2014. Appeal Committee decided to confirm the withdrawal order dated 26/10/2018.

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 withdrawal order dated 26/10/2018.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, SPM Government College, Nadsar Road, Ratiyo Ki Dhani, Bhopalgarh – 342603, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-68/E-106027/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Ideal College of Education, Singhani, Loharu, Haryana dated 06/10/2018 is against the Order No. New Appl./RF/HR/NRCAPP-5432/2013-14/61082 dated 26.09.2013 of the Northern Regional Committee, thereby returning the application for conducting D.El.Ed. course on the grounds that "NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration/processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulations 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it is clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by the NCTE Committee, the NRC decided that the recommendations of the State Govt. of

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

AND WHEREAS Ideal College of Education, Singhani, Loharu, Haryana was asked to present the case of the appellant institution on 27/03/2019 but nobody appeared on behalf of the appellant institution. In the appeal memoranda it is submitted that “Rejection ground is defunct, unjust and in contravention of principle of natural justice. The applicant institution applied for D.El.Ed. course online on 28 December 2012 and the NRC returned the application. Appellant filed a S.B. Civil Writs no. 17754/2018 before the Hon'ble High Court of Judicature for Rajasthan Bench at Jaipur. The Hon'ble High Court in their order dt 10/08/2018 disposed of the petition, granting the petitioner institution liberty to avail the remedy of statutory appeal provided under section 18 of the Act of 1993. The Hon'ble High Court observed that if the petitioner institution files an appeal under 18 Section 18 of the Act 1993 before the concerned Appellate Authority. Applicant further submits that the NRC did not issue any show cause notice to be appellant institution as per the provisions of the NCTE Act providing opportunity for making a representation. The Hon'ble Appellate Authority shall appreciate that the action of NRC to refuse the application on the grounds mentioned in the Refusal Order are arbitrary, unjust and unlawful. We request the Appellate Authority to consider the above submissions generously. Appellant prays the Hon'ble Appellate Authority to quash/set-a-side the order of NRC and grant Justice to the appellant by accepting this appeal and issuing directions to be remanded to the NRC with a direction to take further action as per the NCTE Regulations, 2014 without delay.”

AND WHEREAS Appeal Committee noted that appellant institution i.e. Ideal College of Education, Loharu, Haryana has filed a S.B. Civil Writ No. 17754 of 2018 in the High Court of Judicature for Rajasthan. Hon'ble High Court vide its order dated 10/08/2018 allowed liberty to the petitioner to avail remedy of statutory appeal

provided under Section 18 of the Act of 1993. Appellate Authority was directed to decide the appeal expeditiously.

AND WHEREAS Appeal Committee noted that appellant institution by issue of notices dated 01/03/2019, 23/05/2019 and 16/07/2019 was called upon to present its case before Appeal Committee on 27/03/2019, 14/06/2019 and 02/08/2019 respectively. Appellant did not appear before Appeal committee on all the occasions. Appeal Committee decided to consider the case on merits of the submission made in the appeal memoranda.

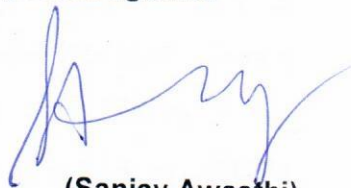
AND WHEREAS the relevant regulatory file of the N.R.C. is not available. It has been brought to the notice of the Committee in the meeting held on 18/12/2018 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year 2019-20, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined

to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. In view of this position, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed. The appellant institution is free to submit a fresh application as and when NCTE issue notification inviting application for the desired courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing and taking into account the position stated in paras above, the Committee concluded that the N.R.C. was justified in returning the application and therefore, the appeal deserved to be rejected and the decision of the N.R.C. confirmed.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary/Appellant, Ideal College of Education, Singhani, 1, Loharu – 127201, Haryana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



F.No.89-76/E-107652/2019 Appeal/24th Mtg.-2019/2nd August, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 27/08/2019

ORDER

WHEREAS the appeal of Sri Guru Nanak Khalsa P.G. College, Hindumalkot Road, Sriganganagar, Rajasthan dated 31/10/2018 is against the Order No. NCTE/NRC/NRCAPP201616547/B.A.B.IEd./B.Sc.B.Ed. – 4 Year Integrated/SCN/RJ/2017-18/4; dated 11.09.2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that “in Compliance of the Order dated 12.07.2018 passed by the Hon’ble High Court of Rajasthan at Jodhpur in W.P. (C) No. 10506/2017, the matter of the institution was considered by the NRC and the Committee noted that: In Compliance of the Court Order, the institution has not submitted the compliance of LOI and SCN 02.11.2017 till date. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.”

AND WHEREAS Dr. Gurdas Singh, Assistant Professor and Sh. S. Gurcharan Singh Khosa, Member, Sri Guru Nanak Khalsa P.G. College, Hindumalkot Road, Sriganganagar, Rajasthan presented the case of the appellant institution on 27/03/2019. Appellant during personal presentation submitted a written request dated 27/03/2019 seeking another (second) opportunity to present its case before Appeal Committee. As per extent appeal rules appellant can seek adjournment of hearing. Appeal Committee decided to grant another (second) opportunity to the appellant institution to present its case before Appellate Authority.

AND WHEREAS appellant by issue of a Notice dated 23/05/2019 was asked to present its case before Appellate Authority on 14/06/2019. Gurtej Singh, Office Superintendent and Arshdeep Singh, Lecturer appeared before Appellate Authority on

14/06/2019 and submitted yet another letter seeking another opportunity to present its case. As per extant Appeal rules, Appeal Committee decided to grant third and final opportunity to the appellant to present its case before Appellate Authority.

AND WHEREAS Appeal Committee noted that a Letter of Intent (L.O.I) dated 24/04/2017 was issued to appellant institution. Appellant institution was further informed by a letter dated 13/07/2017 that faculty to be appointed should possess qualification as per amended NCTE Regulation, 2017. A Show Cause Notice (SCN) dated 02/11/2017 was issued as no reply was given by appellant institution.

AND WHEREAS Appeal Committee noted that appellant institution in the meanwhile had filed a S.B. Civil Writ No. 10506/2017 in the High Court of Judicature for Rajasthan, Jodhpur and Hon'ble High Court by its order dated 12/07/2018 disposed of the petition with liberty to the petitioner to file fresh application providing all details. Appeal Committee with reference to para 2 of the above order inferred that college had to submit the list of qualified teachers within 15 days.

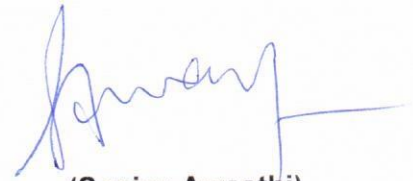
AND WHEREAS Appeal Committee noted that impugned refusal order dated 11/09/2018 was issued on the ground that appellant institution has failed to submit compliance to L.O.I. as per order of Hon'ble High Court and reply to Show Cause Notice dated 02/11/2017.

AND WHEREAS Sh. Gurtej Singh, Representative and Sh. Dharminder Singh, UDC during the course of appeal presentation on 02/08/2019 submitted copy of a list of faculty approved by Maharaja Ganga Singh University, Rajasthan. Appeal Committee decided that the case deserves to be remanded back to NRC for revisiting the matter after the appellant institution submits to NRC full and final compliance of the L.O.I. 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 that the case deserves to be remanded back to NRC for revisiting the matter after the appellant institution submits to NRC full and final compliance of the L.O.I. within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Sri Guru Nanak Khalsa P.G. College, Hindumalkot Road, Sriganganagar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Sri Guru Nanak Khalsa P.G. College, 5-Z, Hindumalkot Road, Sriganganagar – 335000, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-272/E-125074/2019 Appeal/24th Mtg.-2019/2nd August, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 27/08/2019

ORDER

WHEREAS the appeal of Mts. R.P. Sidhdhapara Mahila B.Ed. & M.Ed. College, Bhavnagar Highway, Jasdan, Rajkot, Gujarat dated 27/06/2019 is against the Order No. WRC/323067/GUJ./290th /2018/198707 dated 04.04.2018 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the staff list submitted by the institution is not as per NCTE Regulation 2014 & amendment Regulations 2017. Hence, the Committee decided that withdrawal order dated 22.06.2018 stands."

AND WHEREAS Sh. Arjanbhai L. Ramani, Managing Trustee and Sh. Anil Mathew, Campus Director, Mts. R.P. Sidhdhapara Mahila B.Ed. & M.Ed. College, Bhavnagar Highway, Jasdan, Rajkot, Gujarat presented the case of the appellant institution on 02/08/2019. In the appeal and during personal presentation it was submitted that institution has staff as per the NCTE Regulation 2014 & amendment Regulation 2017.

AND WHEREAS Appeal Committee noted that appellant institution had filed a Special Civil Application no. 11697 of 2019 in the Hon'ble High Court of Gujarat at Ahmedabad and Hon'ble High Court vide order dated 05/07/2019 directed respondent no. 2 i.e. NCTE to decide the appeal expeditiously.

AND WHEREAS appellant during the course of appeal hearing on 02/08/2019 submitted list containing the names of Principal and faculty approved by affiliating university in confirmation with the amended NCTE Regulation, 2017. Appeal Committee, therefore, decided that appellant institution is required to submit to WRC within 15 days of issue of appeal order the list of faculty approved by Saurashtra

University, Gujarat. Committee further decided to remand back the case to WRC for revisiting the matter after the appellant institution submits the list of faculty.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that appellant institution is required to submit to WRC within 15 days of issue of appeal order the list of faculty approved by Saurashtra University, Gujarat. Committee further decided to remand back the case to WRC for revisiting the matter after the appellant institution submits the list of faculty.

NOW THEREFORE, the Council hereby remands back the case of Mts. R.P. Sidhdhapara Mahila B.Ed. & M.Ed. College, Bhavnagar Highway, Jasdan, Rajkot, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Mts. R.P. Sidhdhapara Mahila B.Ed. & M.Ed. College, Bhavnagar Highway, Jasdan, Rajkot – 360040, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.