



F.No.89-225/E-74568/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

13/8/18

ORDER

WHEREAS the appeal of Shree G.D. Kissan B.Ed. College, Mandrella, Rajgarh Road, Chirawa, Rajasthan dated 01/05/2018 is against the Order No. NRC/NCTE/NRCAPP-15047/280th Meeting/2018/189290 dated 16/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "reply of Show Cause Notice has not been submitted till date."

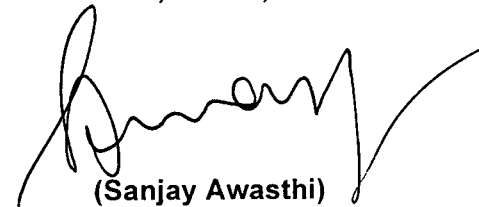
AND WHEREAS Sh. Harish Choudhary, Secretary, Shree G.D. Kissan B.Ed. College, Mandrella, Rajgarh Road, Chirawa, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "after inspection of this institution NRC, NCTE had issued Show Cause Notice to this institution for B.A.B.Ed./B.Sc.B.Ed. Course vide letter No. NCTE/NRC/ NRCAPP-15047/275th (Part 1)/Meeting/2017/182695 dated 27.09.2017. That Secretary of Society, Shri Rohitash Kumar was suffering from serious illness and he was not in position to move anywhere. Doctor had advised him to take complete rest from the period 24.09.2017 to 06.02.2018. Copy of sickness certificate is enclosed. That after discharge from the Hospital, this institution has meet out the deficiencies pointed out by the NRC, NCTE vide Show Cause Notice dated 27.09.2017 and reply of Show Cause Notice along with required documents was submitted to NRC, NCTE on 26.02.2018. That this institution had filed a WP(C) 3534/2018 in Hon'ble High Court of New Delhi against the order of NRC, NCTE dated 16.02.2018. Hon'ble High Court has directed to petitioner to file an Appeal with in a period of one week. Hon'ble High Court has also directed to NCTE to consider the Appeal on its own merits by passing a reasoned and speaking order and would not be rejected on the ground of delay, if any. Copy of Hon'ble High Court order is enclosed".

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 27/09/2017 was issued to appellant institution seeking reply within a period of 30 days. Since the appellant failed to submit reply to the S.C.N., N.R.C. issued impugned refusal order dated 16/02/2018 on the ground that 'reply to S.C.N. was not submitted.' Appeal Committee noted that appellant filed a W.P. (C) 3534/2018 in the High Court of Delhi and the Hon'ble High Court by its order dated 18/04/2018 has directed the respondents i.e. NCTE to consider the appeal of petitioner on merits without rejecting it on grounds of delay.

AND WHEREAS Appeal Committee noted that appellant had belatedly submitted a reply dated 26/02/2018 to the S.C.N. dated 27/09/2017. The reply submitted by appellant was not considered by N.R.C., as impugned refusal order had already been issued by N.R.C. on 16/02/2018. Appeal Committee noting the reasons for delay i.e. hospitalisation of the Secretary of society and the verdict of Hon'ble High Court of Delhi referred to in para 3 above, decided to remand back the case to N.R.C. for consideration of the reply dated 26.02.2018 submitted by the appellant institution to N.R.C. and decide the case on merits as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for consideration of the reply dated 26.02.2018 submitted by the appellant institution to N.R.C. and decide the case on merits as per NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shree G.D. Kissan B.Ed. College, Mandrella, Rajgarh Road, Chirawa, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

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



F.No.89-77/E-63413/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Aryan College of Education, Village – Dhaneli Near Ganeshpura Bagia, Morar, Gwalior, Madhya Pradesh dated 03/03/2018 is against the Order No. WRC/APPW01893/223387/B.Ed./285th/2017/10503 dated 08/01/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “In response to the Show Cause Notice dated 30.08.2016, the institution has not submitted approved staff profile. Building Completion Certificate not submitted. FDRs of Rs. 12.00 lakhs (in joint name) not submitted in original. Hence, Recognition is withdrawn from the academic session 2018-19. FDRs if any, be returned.”

AND WHEREAS Sh. Anil Jain, Secretary, Aryan College of Education, Village – Dhaneli Near Ganeshpura Bagia, Morar, Gwalior, Madhya Pradesh presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that “the Institution has been granted Affiliation Regularly after Inspecting the staff with adequate qualification and the Institution has already submitted staff profile regularly and also submitted the list of staff on 29th Sept. 2016 in respect to show cause notice dated 30th August, 2016. That the Building completion Certificate has already been submitted from time to time and Building is completed in all respect As per NCTE norms The University and other Government Authorities has inspected the college building from time to time. That regarding Additional FDR of Rupees 4 Lacs in joint name the same is in the custody of NCTE The value of the FDR as on date of more than 12 Lacs in joint account. That the Institute has already filed a W.P. 10256, 2017 order dated 20th Nov. 2017 and 05 Dec., 2017 Before Hon’ble High Court of Delhi and Hon’ble High Court has stayed to take any coercive action till disposal of the cases. Institution has submitted MAS data form in 2017, on 30th June 2016 online

form of college submitted. In which teacher, college data has been submitted online. Institution has followed all rules and regulation time to time and submitted various letter for college details."

AND WHEREAS Appeal Committee noted that appellant institution had filed a W.P. (C) 4815/2018 and C.M. No. 18522/2018 in the High Court at New Delhi and the Hon'ble Court by an order dated 14/05/2018 decided that "*Petitioner has been running for last more than 12 years and grave and irreparable prejudice would be caused to the petitioners, in case, the operation of the withdrawal order is not stayed, till a final decision taken by the respondent no. 1 on its pending appeal. Accordingly, the writ petition alongwith pending application, is disposed of with a direction to the respondents to decide the petitioner no. 1's appeal dated 03.02.2018 in an expeditious manner preferably within eight weeks. In view of the peculiar fact of the present case, it is directed that till a final decision is taken by respondent no. 1 on the petitioner no. 1's appeal, the operation of the order dated 08.01.2018 will remain stayed*".

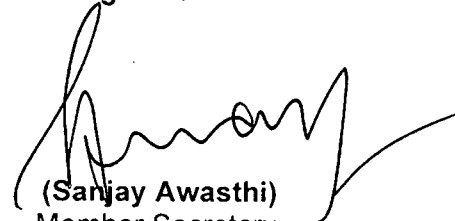
AND WHEREAS Appeal Committee noted revised recognition order dated 31/05/2015 was issued to appellant institution subject to certain terms and conditions which included adherence to the Norms and Standards of NCTE Regulations, 2014. One of the conditions prescribed under Column 5.1 of the Norms and Conditions for B.Ed. programme provides for appointment of a Principal and 15 faculty members. Appeal Committee noted that availability of required faculty which is appointed with the approval of affiliating university is very necessary to achieve academic objective of the programme. Appeal Committee further noted that a Show Cause Notice (SCN) dated 30/08/2016 was issued to appellant providing another opportunity to submit written representation on the status of appointment faculty.

AND WHEREAS Appeal Committee noted that appellant with its appeal memoranda has submitted a copy of letter dated 29/12/2016 issued by Jiwaji University, Gwalior in response to a R.T.I. application which informs that a Minority institution can form a Selection Committee at its level and select academic and non academic staff.

Minority institution is further required to submit information about the selected faculty to affiliating university. Appeal Committee is of the view that institutions with minority status cannot take cover under the above provision. There is a regulatory authority which is required to ensure that academic faculty to be selected should possess required qualification and experience and shall actually be in position during the academic year. Appeal institution was duty bound to have informed the NCTE about the selection process and the actual faculty in position duly supported by the salary slips and bank statement. The appellant has made no efforts to submit the list of faculty to W.R.C. even in response to the S.C.N. Appeal Committee considers that a bare list of faculty which is not certified / verified by any authority other than appellant institution itself is not adequate as evidence of required faculty in possession, more so when there is no certificate from bank of having credited salary into the account of such faculty. Appeal Committee decided to confirm the impugned order of withdrawal dated 08/11/2018.

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 08/11/2018.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Aryan College of Education, Plot No. 1291/MIN2, Village – Dhaneli Near Ganeshpura Bagia, Morar, Gwalior – 474006, M.P..
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.89-228/E-69613/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Bharathidasan University, Suriyur Pudukottai Road, Thiruverambur, Tamil Nadu dated 22/06/2018 is against the Order No. SRO/NCTE/SRCAPP201630004/M.P.Ed/TN/2017-18/93175 dated 08/05/2017 of the Southern Regional Committee, refusing recognition for conducting M.P.Ed. Course on the grounds that "the Regulations are specific. There can be no scope for issue of FR so long as there is some asbestos presence in or around the site concerned. The serious (health) hazard of asbestos has been sternly emphasized. It will not be open to the SR C to ignore it. That being so, issue of FR in anticipation (or, on the assurance) of removal of asbestos is just not possible. Reject the application. Close the file."

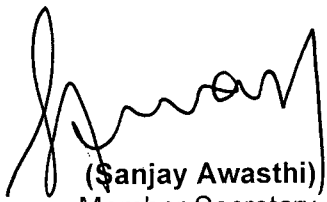
AND WHEREAS Dr. A. Mahaboob Jain, Professor, Bharathidasan University, Suriyur Pudukottai Road, Thiruverambur, Tamil Nadu presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "Registrar assumed office on 13.12.2017 and the Vice Chancellor assumed office on 08.01.2018. Immediately necessary steps were initiated for replacement of asbestos roof by inviting quotation and then the work entrusted to a company. The asbestos sheet roof was replaced by Galvanising Iron sheet roof on 05.03.2018 and approached the competent authority for building completion certificate and the same was received on 09.03.2018. Further the required documents have also get ready for submission of appeal. Hence, it is requested to condone delay for submitting this appeal and pray this appeal may be allowed in the interest of student's community as well as welfare of the institute as a State University."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 08/05/2017 is on the ground that a part of the built up area has asbestos roofing which

is not permissible under the NCTE Regulations. Appellant during the course of appeal presentation on 30.05.2018 stated that it is a State Government University and after seeking due approvals, the asbestos roofing has now been replaced and a fresh building completion certificate (B.C.C.) has also been obtained. Appeal Committee noting the submission made by appellant decided to remand back the case to S.R.C. for conducting another inspection, on payment of fee by the appellant university, to verify whether the deficiency stands rectified. Removal of asbestos sheet roofing is necessary to be cross checked/verified keeping in view that appellant university is conducting B.P.Ed. 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 remand back the case to S.R.C. for conducting inspection, on payment of fee, and then take necessary action as per NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Bharathidasan University, Suriyur Pudukottai Road, Thiruverambur, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Registrar, Bharathidasan University, Suriyur NH-210, Pudukottai Road, Thiruverambur – 620024, Tamil Nadu.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



F.No.89-231/E-69764/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Ham-Ak Rural College of Education, Kawaimari Chalchali, Dhing Road, Kachomari, Assam dated 16/03/2018 is against the Order No. ERC/248.8.6/ID-10928/B.Ed. & D.El.Ed./2018/55929 dated 08/02/2018 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. & D.El.Ed. Course on the grounds that "letter dated 03.03.2017 was issued to the Registrar, Gauhati University followed by reminder dated 06.10.2017 in the matter of verification and confirmation of issuance of NOC dated 24.05.2016 by Director, College Development Council, Gauhati University in favour of the institution. Reply from the Gauhati University has not been received till date. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201656200 of the institution regarding recognition of applied B.Ed. and D.El.Ed. Programmes is refused under section 14(3(b) of NCTE Act 1993."

AND WHEREAS Sh. Inamul Hassan, Secretary, Ham-Ak Rural College of Education, Kawaimari Chalchali, Dhing Road, Kachomari, Assam presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "Gauhati University has not given reply of NOC verification on the time, because University has missed NCTE letter. After approach University has replied to Regional Director, ERC NCTE vide Indian Post No ES725408126IN on 09/03/2018."

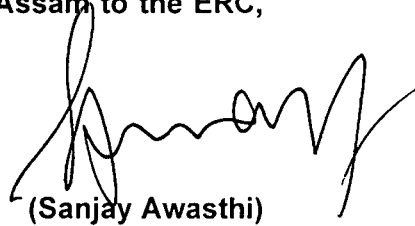
AND WHEREAS Appeal Committee noted that appellant institution submitted a combined online application dated 27/06/2016 seeking recognition for B.Ed. and

D.El.Ed. programmes. Appellant institution is observed to have enclosed two No Objection Certificates (NOC) dated 24/05/2016 and 13/06/2016 for B.Ed. & D.El.Ed. programmes respectively issued by (i) College Development Council, Gauhati University for B.Ed. and (ii) SCERT, Assam for D.El.Ed. programme. Appeal Committee further noted that the Regional Committee i.e. E.R.C. addressed letters dated 03/03/2017 and 06/10/2017 to Registrar, Gauhati University to verify the N.O.C. dated 24/05/2016. Committee noted that impugned refusal order dated 08/02/2018 is a result of non receipt of any reply from the Gauhati University.

AND WHEREAS Appeal Committee noted the submission made by appellant that NCTE communications addressed to Gauhati University for N.O.C. verification were missing and on appellant's approaching the university to issue verification letter, a communication dated 09/03/2018 was issued by the University addressed to E.R.C. Since the date of communication is after the date of refusal order it is not available on regulatory file. Appeal Committee is of the view that unless E.R.C. has any evidence on record to prove that N.O.C. dated 24/05/2016 is not genuine, refusal on the ground is not justified. Committee, therefore, decided to remand back the case to E.R.C. to consider the evidence submitted by appellant by its letter received in the office of E.R.C. on 05/02/2018. The application submitted by appellant should be processed as per NCTE Regulations, 2014 and in case any of the documents submitted by appellant is found to be forged/bogus in future, it is open for the Regional Committee to initiate suitable action against the appellant under Clause 7(3) of NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C. for further processing of the application considering the documents submitted by appellant by its letter received in the office of E.R.C. on 05/02/2018.

NOW THEREFORE, the Council hereby remands back the case of Ham-Ak Rural College of Education, Kawaimari Chalchali, Dhing Road, Kachomari, Assam to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Ham-Ak Rural College of Education, Kawaimari Chalchali, Dhing Road, Kachomari – 782002, Assam.
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 - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



F.No.89-232/E-69755/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan dated 19/03/2018 is against the Order No. NCTE/NRC/NRCAPP201616618/Bachelor of Education [B.Ed.]/SCN/RJ/2017-18/4; dated 08/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "reply of Show Cause Notice has not been submitted till date. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Omprakash Saini, Chairman, Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "After inspection of this institution NRC, NCTE had issued letter of Intent (L.O.I.) to this institution for B.Ed. course vide letter No. NCTE/NRC/NRCAPP2016116618/Bachelor of Education [B.Ed.]/SCN/RJ/2017-2018/2 dated 15.06.2017. That after receipt of L.O.I., this institution had submitted a letter to University of Rajasthan for nomination of subject expert for Selection Committee on 28.09.2017. This institution submitted a letter to R.D., NRC, NCTE, Jaipur, for giving extension of time for making reply of L.O.I. on 27.09.2017. That University of Rajasthan, Jaipur had taken no action on our application for approval of the staff for B.Ed. course. Hence, this institution had filled a S.B. Civil Writ Petition No. 18150/2017 in Hon'ble High Court of Rajasthan, Jaipur against R.D., NRC, NCTE, Jaipur and Registrar, University of Rajasthan, Jaipur. Hon'ble High Court has given order to the respondents for an early process of approval of staff of this institution. This institution has submitted the order of Hon'ble High Court of University of Rajasthan on

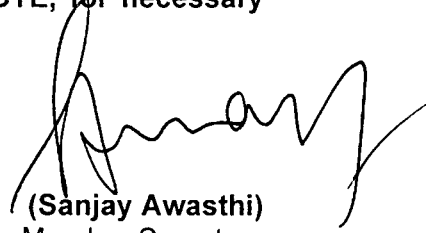
25.01.2018 along with other required documents. Copy of letter and order of Hon'ble High Court is enclosed. University of Rajasthan, Jaipur appointed a Selection Committee for appointment of Teaching Staff for B.Ed. course vide letter dated 08.02.2018. That during the pendency of approval process of Teaching staff as directed by Hon'ble High Court of Rajasthan, Jaipur on 08.01.2018 in which NRC, NCTE is also respondent, NRC, NCTE, Jaipur has rejected the application of this institution for B.Ed. course vide letter no. NCTE/NRC/ NRCAPP201616618/Bachelor of Education [B.Ed.]/SCN/RJ/2017-2018/4; dated 08.02.2018. This institution has submitted a request letter to NRC, NCTE on 15.02.2018 along with order of Hon'ble High Court of Rajasthan, Jaipur but NRC, NCTE has taken no action on request letter of this institution. That in compliance to the order of Hon'ble High Court of Rajasthan, Jaipur, University of Rajasthan, Jaipur has issued approval letter of Teaching Staff appointed by this institution for B.Ed. course vide letter dated 28.02.2018. Copy of approval letter and list of Teaching Staff is enclosed. That this institution has created joint FDR's of Rs. 5.0 lakhs for Endowment fund and Rs. 7.0 Lakhs for Reserve Fund for B.Ed. course."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 08/02/2018 is on the ground that 'appellant institution has not submitted reply to Show Cause Notice (SCN)' dated 08/12/2017. The S.C.N. dated 08/12/2017 was on the ground that appellant institution has not submitted compliance of Letter of Intent (L.O.I.) dated 15/06/2017.

AND WHEREAS Appeal Committee noted that appellant in its appeal memoranda has stated that extension of time was sought for submitting compliance to L.O.I. by a letter dated 27/09/2017. No such letter is found placed on the regulatory file of N.R.C. Appeal Committee, however, keeping in view that appellant institution has been able to seek approval of faculty by Rajasthan University on 28/02/2018 decided to remand back the case to N.R.C. for consideration of the composite compliance of the conditions laid down in the L.O.I. The appellant institution is required to submit complete compliance to the L.O.I. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for consideration of the composite compliance of the conditions laid down in the L.O.I. The appellant institution is required to submit complete compliance to the L.O.I. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Vandematram Teacher Training College, Sikandra, Sikrai – 303326, 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.89-233/E-69759/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan dated 19/03/2018 is against the Order No. NCTE/NRC/NRCAPP201616608/Bachelor of Education [B.Ed.]/SCN/RJ/2017-18/3; dated 08/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "reply of Show Cause Notice has not been submitted till date. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Omprakash Saini, Chairman, Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "NRC, NCTE constituted Visiting Team for inspection of this college vide letter dated 30.04.2017. That after inspection of this institution NRC, NCTE had issued letter of Intent (L.O.I.) to this institution for B.Ed. course vide letter No. NCTE/NRC/NRCAPP201616608/Bachelor of Education [B.Ed.]/SCN/RJ/2017-2018/2 dated 06.06.2017. This institution submitted the reply of L.O.I. along with all required documents as per L.O.I. letter to NRC, NCTE on 27.07.2017. NRC, NCTE has rejected the application of this institution for recognition of B.Ed. (Shiksha Shastri) course vide letter no. NCTE/NRC/ NRCAPP201616608/Bachelor of Education [B.Ed.]/SCN/RJ/2017-2018/3; dated 08.02.2018 on the ground that reply of Show Cause Notice has not been submitted till date. That this institution has already submitted reply of L.O.I. dated 06.06.2017 to NRC, NCTE, Jaipur on 27.07.2017 and no Show Cause Notice was received to this institution from NRC, NCTE regarding reply of L.O.I. That this institution has submitted a request letter to NRC, NCTE on

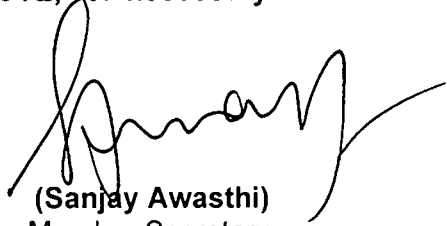
15.02.2018 but NRC, NCTE has taken no action on request letter of this institution. Thus, NRC, NCTE has rejected the application of this institution for grant of recognition of B.Ed. (Shiksha Shastri) course on illegal, unlawful, arbitrary, unjustified and unconstitutional basis."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 08/02/2018 is on the ground that appellant institution has not submitted reply to Show Cause Notice (SCN) dated 13/12/2017. Appellant denied having received any S.C.N. and stated that compliance of L.O.I. was submitted by the appellant institution on 27/07/2017. Appeal Committee noted that appellant had in fact submitted two separate applications seeking recognition for B.Ed. and B.Ed. (Shiksha Shastri) courses. In the instant case of B.Ed. (Shiksha Shastri), a S.C.N. dated 13/12/2017 was issued requiring the appellant institution to submit list of faculty approved by affiliating body in respect of B.Ed. course applied vide I.D. No. 11033 APP201616618. Approval of affiliating body in that case i.e. B.Ed. got delayed and Committee noticed that appellant institution is now in possession of the list approved by Rajasthan University on 28/02/2018. Appellant had also preferred an appeal in other case which is proposed to be remanded back to N.R.C. for consideration. The present case of refusal is linked to the other case and compliance in this particular case was submitted by appellant on 27/07/2017 consideration of which was deferred by N.R.C. Appeal Committee decided to remand back the case to N.R.C. for consideration of the compliance report received in N.R.C. on 27/07/2017. Appeal Committee however, urges upon N.R.C. to verify from the faculty lists that names of faculty are not common and there is enough built up area, instructional facilities and infrastructure for conducting both the courses i.e. B.Ed. (General) and B.Ed. (Shiksha Shastri).

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 N.R.C. for consideration of the compliance report received in N.R.C. on 27/07/2017. Appeal Committee however, urges upon N.R.C. to verify from the faculty lists that names of faculty are not common and there

is enough built up area, instructional facilities and infrastructure for conducting both the courses i.e. B.Ed. (General) and B.Ed. (Shiksha Shastri).

NOW THEREFORE, the Council hereby remands back the case of Vandematram Teacher Training College, Sikandra, Sikrai, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Vandematram Teacher Training College, Sikandra, Sikrai – 303326, 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.89-237/E-70062/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

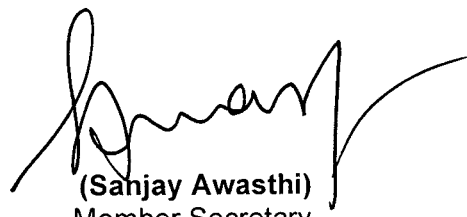
ORDER

WHEREAS the appeal of Vision College of Teachers Training, Chittaurgarh, Rajasthan dated 19/03/2018 is against the Order No. NCTE/NRC/NRCAPP201615357/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/RJ/2017-18/2; dated 27/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "the institution has not submitted the reply of the SCN issued by the NRC within the stipulated time. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Mahesh Pahuja, Director, Vision College of Teachers Training, Chittaurgarh, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "We earnestly regret for the delay in sending on time reply on our behalf for faults deficiency mentioned by NCTE. This delay was due to human negligence on part of our clerical staff who was completely unaware of the NCTE online process. He has uploaded all the required documents which were mentioned as deficiency by NCTE on prescribed time but due to technical error could not successfully submit the reply to NCTE. Kindly note that all the documents mentioned as deficiency attached with this application were already available with us before the last date of submission of online application, but due to the human error and technical fault we could not complete the process on defined time. Sir Our Society has invested huge amount of money towards the infrastructure and other requirements of this course. We humbly request you to accept our application and oblige us keeping sympathetic attitude".

AND WHEREAS Appeal Committee noted that N.R.C. in its 265th Meeting held between 27th February to 3rd March, 2017 decided to issue Show Cause Notice (SCN) on six points of deficiency but the regulatory file does not contain any formal S.C.N. issued to appellant institution. There is no doubt that appellant institution was aware of the deficiencies on which N.R.C. had decided to issue S.C.N. Appellant during the appeal hearing on 30.05.2018 expressed its readiness to submit required documents and explanation on the points of deficiencies. As formal S.C.N. was not issued by N.R.C., Appeal Committee, decided to set aside the impugned refusal order dated 27/04/2017. Appellant institution is required to submit a complete and comprehensive reply to the points of deficiencies to N.R.C. within 15 days of the issue of Appeal order which N.R.C. should consider and process the application as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order dated 27/04/2017. Appellant institution is required to submit a complete and comprehensive reply to the points of deficiencies to N.R.C. within 15 days of the issue of Appeal order which N.R.C. should consider and process the application as per NCTE Regulations, 2014.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Vision College of Teachers Training, Chittaurgarh, Rajasthan – 312001.
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.89-239/E-70064/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Dr. Rajendra Prasad Memorial Girls Degree College, Village – Para, PO – Raja Ji Puram, Lucknow, Uttar Pradesh dated 16/03/2018 is against the Order No. NRC/NCTE/NRCAPP-405/280th Meeting/2018/189120 dated 15/02/2018 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that “the institution was issued Show Cause Notice dated 25.05.2017 in compliance of Appeal Order dated 07.04.2017. The institution has although submitted the reply dated 26.12.2017 to the said SCN, but it has not submitted any clarification/document with regard to the point i.e. the land is on private lease basis. 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. (Mrs.) V.K. Srivastava, Principal, Dr. Rajendra Prasad Memorial Girls Degree College, Village – Para, PO – Raja Ji Puram, Lucknow, Uttar Pradesh presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that “land is Registered from Registrar Societies for 90 years Lease and the case was open for the order of Hon’ble court”.

AND WHEREAS Appeal Committee noted that earlier NRC had refused recognition to the appellant institution by issue of an order dated 8.9.2016. The said order was on ground of non reply to the SCN dated 10.9.2015. Appellant pleaded its case stating that SCN was not received by the institution and hence no reply could be submitted. Appeal Committee in its 4th Meeting/2017 held on 23.2.2017 concluded that

appeal deserved to be remanded back to NRC for reissuing the SCN. Appeal order dated 7.4.2017 was accordingly issued.

AND WHEREAS Appeal Committee noted that acting on the directions issued by Appellate Authority, NRC issued a Show Cause Notice dated 25.5.2017 inter-alia on the ground that land is on private lease basis which is not acceptable as per NCTE Regulations.

AND WHEREAS in its present appeal dated 16.3.2018 the appellant has not been able to resolve the issue of land which is still held on private lease. The relevance of Writ Petition no. 5268 of 2005 and the corresponding order of Hon'ble High Court of Judicature at Allahabad in this case was prima facie to settle the registration of lease deed which was between two private parties and the State of Uttar Pradesh and the matter concerned the valuation of property leased for calculation of the Stamp Duty payable. The legal case had nothing to do with ownership of property through a registered sale deed.

AND WHEREAS before deciding the issue Appeal Committee would like to quote Clause 8(4)(i) of the NCTE Regulations, 2014 which reads as under:-

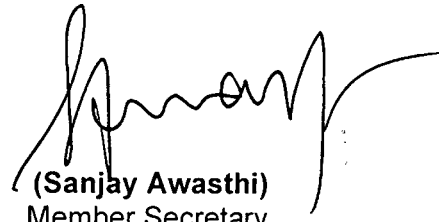
"No institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land on the date of application. The land free from all encumbrances could be either on ownership basis or on lease from Government or Government Institution for a period of not less than thirty years. In cases where under relevant State or Union territory laws the maximum permissible lease period is less than thirty years, the State Government or Union territory administration law shall prevail and in any case no building shall be taken on lease for running any teacher training programme".

AND WHEREAS Appeal Committee noted that the lease documents of land, even if taken as registered by virtue of order of Hon'ble High Court (Lucknow Bench), do not qualify for seeking recognition under NCTE Regulations, 2014. Appeal Committee,

therefore, decided to confirm the refusal order dated 15.2.2018 which is on the ground that "land is on private lease basis".

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 15.02.2018.

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, Dr. Rajendra Prasad Memorial Girls Degree College, Plot/Khasara No. 1365, 1366, Street No. Para Road, Village – Para, PO – Raja Ji Puram, Tehsil/Taluka – Lucknow, Town/City – Lucknow, District – Lucknow – 226017, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-240/E-70066/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

13/5/18

ORDER

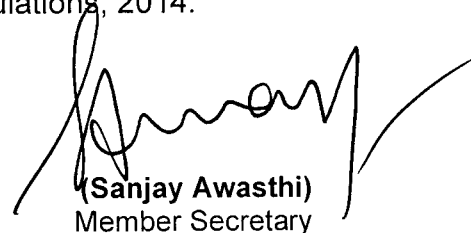
WHEREAS the appeal of Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha, Bihar dated 21/03/2018 is against the Order No. ERC/250.6.14/APP3150/B.Ed./2018/56129 dated 23/02/2018 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "(i) LOI u/c 7(13) issued on 07.10.2017. (ii) The institution had requested vide letter dated 20.10.2017 for extension of time for compliance of LOI. (iii) Show Cause Notice was issued on 02.01.2018, wherein extension of time was allowed for 21 days. (iv) Reply dated 29.01.2018 received from the institution again seeking extension of more time to fulfill the condition of LOI. (v) The Committee has not accepted the request of the institution. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP3150 of the institution regarding recognition of applied B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Kuntal Krishna, Secretary & Managing Trustee, Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha, Bihar presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that delay in furnishing reply to LOI issued by NCTE, ERC was not due to fault of Institute. it is because of "Delay in final approval and countersigning of faculty list from affiliating body, Aryabhatt Knowledge University. Institute submitted final list of selected candidates to university representative and affiliating body on 8Th jan2018, well within time limit granted by NCTE, ERC to furnish reply to LOI, but that faculty list finally got approved only on 6th Feb. 2018 and received by institute on 12th Feb., 2018."

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 07/10/2017 was issued to appellant institution seeking compliance within 60 days. On a request dated 20/10/2017, E.R.C. extended the time limit for submitting compliance by 21 days. Appeal Committee noted that appellant institution continued to pursue the matter with affiliating university for seeking approval of selected faculty members and submitted another letter dated 29/01/2018 to E.R.C. requesting for extension of time for submitting compliance to the L.O.I. Committee noted that impugned refusal order dated 23/02/2018 was issued by E.R.C. without favourably considering the request made by appellant.

AND WHEREAS Appeal Committee noted that appellant institution was able to submit to E.R.C. a compliance report dated 27/02/2018 by which time E.R.C. had already issued the impugned refusal order on 23/02/2018. Appeal Committee keeping in view that appellant institution had made sincere efforts to seek approval of affiliating body and had also kept the Regional Committee apprised of the developments made at all stages, decided to set aside the impugned refusal order with directions to E.R.C. to consider on merits the compliance submitted to the Regional Committee on 28/02/2018 (Dy. No. 78424) for further processing of the application as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order with directions to E.R.C. to consider on merits the compliance submitted to the Regional Committee on 28/02/2018 (Dy. No. 78424) for further processing of the application as per NCTE Regulations, 2014.



(Sanjay Awasthi)
Member Secretary

1. The Trustee, Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha – 841311, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-241/E-70065/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha, Bihar dated 19/03/2018 is against the Order No. ERC/250.6.13/APP3055/D.El.Ed./2018/56128 dated 23/02/2018 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "(i) LOI u/c 7(13) issued on 08.09.2017. (ii) The institution had requested vide letter dated 20.10.2017 for extension of time for compliance of LOI. (iii) Show Cause Notice was issued on 29.12.2017, wherein extension of time was allowed for 21 days. (iv) Reply dated 29.01.2018 received from the institution again seeking extension of more time to fulfil the condition of LOI. (v) The Committee has not accepted the request of the institution. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP3055 of the institution regarding recognition of applied D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

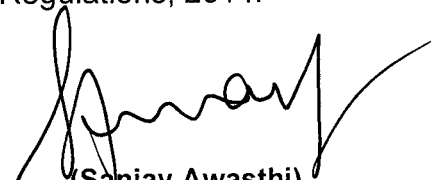
AND WHEREAS Sh. Kuntal Krishna, Secretary & Managing Trustee, Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha, Bihar presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that delay was because of delay on part of affiliating body, Bihar School Examination Board. On 21st Dec., 2017 an extension of 21 days was allowed to institute. Institute submitted finally selected faculty list to affiliating body BSEB on 7th Jan., 2018 for approval and countersign. Faculty list was finally approved by BSEB only on 14th Feb., 2018.

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 08/09/2017 was issued to appellant institution seeking compliance within 60 days. On

a request dated 20/10/2017, E.R.C. extended the time limit for submitting compliance by 21 days. Appeal Committee noted that appellant institution continued to pursue the matter with Bihar School Exam Board for seeking approval of selected faculty members and submitted another letter dated 29/01/2018 to E.R.C. requesting for extension of time for submitting compliance to the L.O.I. Committee noted that impugned refusal order dated 23/02/2018 was issued by E.R.C. without favourably considering the request made by appellant.

AND WHEREAS Appeal Committee noted that appellant institution was able to submit to E.R.C. a compliance report dated 27/02/2018 by which time E.R.C. had already issued the impugned refusal order on 23/02/2018. Appeal Committee keeping in view that appellant institution had made sincere efforts to seek approval of affiliating body and had also kept the Regional Committee apprised of the developments made at all stages, decided to set aside the impugned refusal order with directions to E.R.C. to consider on merits the compliance submitted to the Regional Committee on 28/02/2018 (Dy. No. 78424) for further processing of the application as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order with directions to E.R.C. to consider on merits the compliance submitted to the Regional Committee on 28/02/2018 (Dy. No. 78424) for further processing of the application as per NCTE Regulations, 2014.



(Sanjay Awasthi)
Member Secretary

1. The Trustee, Gautam College of Education, Kamalpur, Ramsunder Path, Krishna Nagar, Garkha – 841311, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.



F.No.89-243/E-70284/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Shanti Jagdish Mahavidyalay, Arjunpur, Pratapgarh, Lalganj Ajhara, Uttar Pradesh dated 20/03/2018 is against the Order No. NRC/NCTE/NRCAPP-6363/246th Meeting/2015/132841-44 dated 04/01/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Show Cause Notice was issued on 04.06.2015. The institution has submitted letter dated 26.06.2015. Till date institution has not submitted documents related to 7(13) as per Regulations 2014."

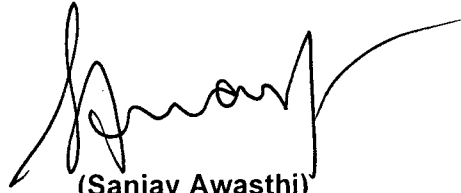
AND WHEREAS Sh. Ramesh Pratap Singh, Manager, Shanti Jagdish Mahavidyalay, Arjunpur, Pratapgarh, Lalganj Ajhara, Uttar Pradesh presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that whereas your refusal order F.No. NRC/NCTE/NRCAPP6363/246th Meeting/2015/132841/44 dated 04.01.2016 received by the Manager on 05.02.2018 in person is wrongly addressed at Allahabad in place of District Pratapgarh. And whereas all the correspondence by NRC as being sent at the wrong address therefore it was not possible to receive the letter by me. All details mentioned in the affidavit Rs. 100 stamp and others related documents are given in Annexure I & II."

AND WHEREAS Appeal Committee noted that the appeal was required to be made within 60 days of the issue of impugned order but appellant has delayed filing of appeal by more than 2 years. The reason given by appellant for this inordinate delay is non receipt of impugned order and some other communications addressed to appellant at wrong address. Appeal Committee noted that appellant was well aware of the Letter of Intent (L.O.I.) dated 27/02/2015 and Show Cause Notice (SCN) dated

14/06/2015 which were issued to appellant institution at their Partapgarh address. The appellant is also found to have given reply to S.C.N. by its letter dated 26/06/2015. In this letter appellant had sought extension of time upto 30/07/2015 to submit compliance of L.O.I.

AND WHEREAS Appeal Committee noted that impugned refusal order dated 04/01/2016 was issued on the ground that appellant had not submitted documents related to L.O.I. The impugned order was addressed to the institution at its Partapgarh address and this was the same address where L.O.I. and S.C.N. were earlier sent and received by appellant. The plea given by appellant that appeal could not be preferred earlier for non-receipt of impugned order does not hold good as appellant was committed to submit list of faculty and other documents as requested by him in his letter dated 26/06/2015. Appeal Committee not being satisfied with the reasons for delay and also non-compliance of the conditions laid down in the L.O.I., decided not to accept the appeal on delay as well as on merit.

AND WHEREAS Appeal Committee concluded not to condone delay and accept appeal which also does not have any merit for non-compliance of the terms and conditions of Letter of Intent.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Shanti Jagdish Mahavidyalay, Arjunpur, Pratapgarh, Lalganj Ajhara – 229410, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-244/E-70586/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

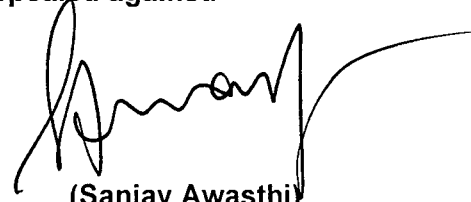
WHEREAS the appeal of Amaravathi College of Education, Idupur Village Ypalem Road, Markapur, Andhra Pradesh dated 27/11/2017 is against the Order No. SRO/NCTE/SRCAPP14877/B.Ed./AP/2016/85923 dated 07/06/2016 of the Southern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "1. Request for withdrawal of application is accepted. Close the case."

AND WHEREAS Sh. J.S.C. Bose, Administrative Officer, Amaravathi College of Education, Idupur Village Ypalem Road, Markapur, Andhra Pradesh presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that we are ready to face inspection in all aspects all documents are ready.

AND WHEREAS Appeal Committee noted that impugned order dated 07/06/2016 was issued in compliance with the written request for withdrawing its application for B.Ed. programme made by appellant society and received in the office of S.R.C. on 13/01/2016. As the refusal order dated 07/06/2016 was on the request of applicant it does not attract any provision for making appeal. Request for allowing the applicant to run B.Ed. course from any subsequent academic year (2018-19) is not found acceptable by Appeal Committee. Appeal Committee decided to confirm the impugned refusal order dated 07/06/2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 07/06/2016.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Amaravathi College of Education, Idupur Village Ypalem Road, Markapur – 523320, Andhra Pradesh.**
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 Andhra Pradesh, Hyderabad.



F.No.89-245/E-70448/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Ganpat Ram Dhukia T.T. College, Ganpati Nagar, Mandawa Road, Jhunjhunu, Rajasthan dated 21/03/2018 is against the Order No. NRC/NCTE/RJ-----/278th Meeting/2018/187314-19 dated 12/01/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the Petitioner Society has not submitted the application online electronically along with processing fees and relevant documents as per clause 5 of NCTE Regulations, 2014. No Objection Certificate issued by the concerned affiliating body has not been submitted by the petitioner society alongwith the application. The institution has not submitted any proof/evidence of its being a composite institution as required under Clause 2(b) of NCTE Regulations, 2014."

AND WHEREAS Sh. Vijay Singh, Management Team, Ganpat Ram Dhukia T.T. College, Ganpati Nagar, Mandawa Road, Jhunjhunu, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that "This institution applied for grant of recognition on 31.10.2008. NRC returned the application on 8.3.2009. Subsequently on the orders dated 25.3.2014 of Hon'ble High Court of Rajasthan, appellant again requested NRC to process the application. Processing the application, inspection of the appellant institution was conducted on 10.6.2016. NRC was not justified in issuing refusal order dated 12.1.2018 on the ground that application was not submitted online as the then regulation did not contain the requirements mentioned in the SCN. Ground of refusal is therefore, not justified"

AND WHEREAS Appeal Committee noted that three grounds of refusal mentioned in the impugned order dated 12.1.2018 are the same as intimated to the appellant

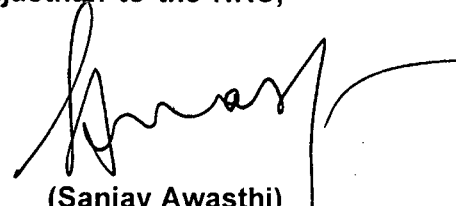
institution by a Show Cause Notice (SCN) dated 31.3.2017. Committee does not find evidence on the regulatory file in support of any reply to SCN submitted by the appellant institution. Appellant has however, submitted a copy of its reply dated 26.4.2017 which is found with acknowledgment stamp of NRC diarised at serial no. 167660 dated 26.4.2017. Committee noted that appellant has drawn reference to some earlier appeal orders issued in the case of (i) St. Meera T.T. College, Rajsamand, Rajasthan; (ii) Chandravati Gurukul Girls T.T. College, Sear, Rajasthan; (iii) M.L.D T.T. Shisha Shastri College, Kekri, Rajasthan. In all the above cases non submission of online application by applicants in the year 2008 could not be held a valid ground of refusal as the then regulations did not require the application to be submitted online. Also there was no condition for the applicants to (i) obtain NOC from affiliating bodies and (ii) be a composite institution. The Hon'ble High Court of Judicature for Rajasthan at Jodhpur in its order dated 17.2.2018 in SB Civil Writ Petition no. 12712/2017 had stated that non-submission of online application may not be held against the appellant.

AND WHEREAS Appeal Committee noted that applicant had for the first time submitted application in 2008 as per the then prevailing Regulations, and at that time there was no provision for online application, no condition of composite status of institution and also applicant was not required to obtain N.O.C. from affiliating body. All the above three grounds on the basis of which refusal order was issued by N.R.C. were introduced for the first time, in the NCTE Regulations, 2014. These conditions are required to be fulfilled when applications are invited pursuant to these Regulations and applications can be filed online only during the period when NCTE portal is open and not any other time. N.R.C. has althrough processed the application submitted by the appellant institution in 2008 and already conducted inspection on 10.06.2016.

AND WHEREAS the Committee noted that in view of the position stated in para 3 and 4 above, the submissions of the appellant vis a vis the grounds of refusal deserve to be accepted and concluded that the matter deserved to be remanded to N.R.C. with a direction to take further action as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded that in view of the position stated in para 3 and 4 above, the submissions of the appellant vis a vis the grounds of refusal deserve to be accepted and concluded that the matter deserved to be remanded to N.R.C. with a direction to take further action as per NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Ganpat Ram Dhukia T.T. College, Ganpati Nagar, Mandawa Road, Jhunjhunu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Ganpat Ram Dhukia T.T. College, Ganpati Nagar, Mandawa Road, Jhunjhunu – 333001, 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.89-246/E-70473/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Balaji Education College, Bagawas Sojat City, Rajasthan dated 18/03/2018 is against the Order No. NRC/NCTE/NRCAPP-15588/257th (Part-3) Meeting/2016/160207 dated 14/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.P.S.E. Course on the grounds that "the institution was given show cause notice vide letter dt. 11.12.2015 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice within stipulated time."

AND WHEREAS Sh. Ajay Singh, Trustee, Balaji Education College, Bagawas Sojat City, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that due to the long Sickness of the Administrator Shri Narpat Singh Rathore, who had brain stroke and was suffering with critical alzheimer disease, the reply to SCN could not be submitted.

AND WHEREAS Appeal Committee noted that the present appeal filed by appellant is delayed by one year and five months and appellant has orders dated 8.3.2018 from Hon'ble Court of Judicature for Rajasthan at Jodhpur. Hon'ble Court in its order has said that the concerned authority shall consider the delay in filing appeal sympathetically. Appellant has attributed the delay to his long illness emerging from brain stroke and Alzheimer disease. Appeal Committee honouring the verdict of Hon'ble Court decided to condone delay and consider the appeal on merits of the case.

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 11.12.2015 was issued to appellant institution on following grounds :-


- i) Failure to submit print out of application within 15 days of online.

- ii) Failure to submit NOC of the affiliating body.

Appellant institution was given 30 days time to respond to the SCN. The impugned refusal order dated 14.10.2016 was for the reason that reply to SCN was not submitted within stipulated time.

AND WHEREAS Committee noted that appellant had submitted a reply dated 9.1.2016 to the SCN dated 11.12.2015. The reply is found diarised at serial no. 129516 dated 13.1.2016 available on the regulatory file. Without commenting on the merits of the reply, Appeal Committee concluded that impugned refusal order dated 14.10.2016 was on unfounded ground which was not justified. Appeal Committee decided to set aside the impugned refusal order dated 14.10.2016 with a direction to NRC to consider the reply dated 9.1.2016 submitted by the appellant institution and take a decision on merits of the case.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to set aside the impugned refusal order dated 14.10.2016 with a direction to NRC to consider the reply dated 9.1.2016 submitted by the appellant institution and take a decision on merits of the case.



(Sanjay Awasthi)
Member Secretary

1. The Appellant, Balaji Education College, Bagawas NH No. 14, Sojat City – 306104, 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.89-247/E-70471/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Balaji STC College, Bagawas, Sojat City, Rajasthan dated 16/03/2018 is against the Order No. NRC/NCTE/NRCAPP-15614/257th (Part-3) Meeting/2016/160201 dated 14/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 07.12.2015 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice within stipulated time."

AND WHEREAS Sh. Ajay Singh, Trustee, Balaji STC College, Bagawas, Sojat City, Rajasthan presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that due to the long Sickness of the Administrator Shri Narpat Singh Rathore, who had brain stroke and was suffering with critical alzheimer disease, the reply to SCN could not be submitted..

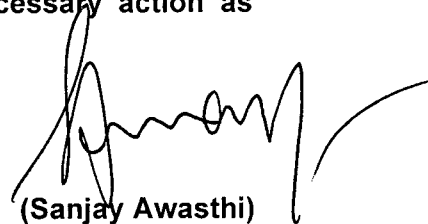
AND WHEREAS Appeal Committee noted that the present appeal filed by appellant is delayed by one year and three months and appellant has orders dated 6.3.2018 from Hon'ble High Court of Judicature for Rajasthan at Jodhpur. Hon'ble High Court in its order dated 6.3.2018 in S.B Civil Writ Petition no. 2851/2018 has said that the concerned authority shall consider the delay in filing appeal sympathetically. Appellant has attributed the delay to his long illness emerging from brain stoke and Alzheimer diseases. Appeal Committee honouring the verdict of Hon'ble Court decided to condone delay and consider the appeal on merits of the case.

AND WHEREAS Appeal Committee noted that impugned refusal order dated 14.10.2016 is on the ground that appellant institution has not submitted reply to Show Cause Notice (SCN) dated 7.12.2015 within 30 days. Appellant with its appeal Memoranda submitted copy of its letter dated 7.1.2016 which constituted a reply to the SCN but there is no evidence furnished as to how this reply was submitted i.e. whether by post or by hand. Appellant has subsequently submitted another letter dated 25.4.2016 by which it submitted copy of the NOC dated 23.4.2016 issued by Jai Narayan Vyas University, Jodhpur. Copy of this letter is found to contain acknowledgement receipt bearing Diary No. 139358 dated 25.4.2016. The impugned refusal order dated 14.10.2016 does not mention any reference of the belated submission of NOC. Appeal Committee observes that of late on intervention of the Hon'ble High Court of Delhi such belated NOCs were found acceptable which were received in the office of Regional Office before issue of final refusal order.

AND WHEREAS Appeal Committee after hearing noted that appellant had submitted copy of NOC dated 23.4.2016 to NRC on 25.4.2016 and also had stated to have given reply to SCN within prescribed time, decided to remand back the case to NRC for further processing of application. Appellant institution is required to submit copy of its letters dated 7.1.2016 (reply to SCN) and 25.4.2016 (submitting copy of NOC dated 23.4.2016) to NRC within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to NRC for further processing of application. Appellant institution is required to submit copy of its letters dated 7.1.2016 (reply to SCN) and 25.4.2016 (submitting copy of NOC dated 23.4.2016) to NRC within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Balaji STC College, Bagawas, Sojat City, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Appellant, Balaji STC College, Bagawas, NH No.-14, Sojat City – 306104, 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.89-248/E-70464/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Smt. Kashibai Navale College of Education, Kamlapur, Godsewadi, Sangola Miraj Road, Maharashtra dated 19/03/2018 is against the Order No. WRC/APW00481/123064/287th/2018/194999 dated 06/02/2018 of the Western Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "...the case file was seen. In response to the Show Cause Notice dated 17.03.2017 and compliance letter dt. 28.12.2017, the institution has not replied satisfactorily. Hence, Recognition is withdrawn from the academic session 2018-19."

AND WHEREAS Dr. Sajik Rao K. Patel, Principal, Smt. Kashibai Navale College of Education, Kamlapur, Godsewadi, Sangola Miraj Road, Maharashtra presented the case of the appellant institution on 30/05/2018. In the appeal and during personal presentation it was submitted that the institute is running one unit of B.Ed. course. List of teaching staff, approved by affiliating body (Solapur University) is attached. Annexure No.1 Proof of maintaining the Endowment fund and Reserve Fund as per NCTE Regulation. A duly notarized building completion certificate (BCC) issued by competent authority.

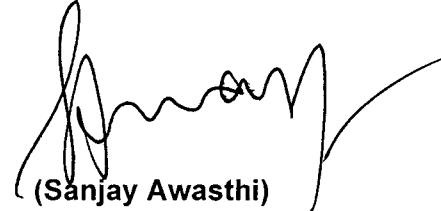
AND WHEREAS Appeal Committee noted that WRC issued a Show Cause Notice (SCN) dated 17.3.2017 to appellant institution seeking written representation on following deficiencies:-

- i) Non-submission of staff profile approved by affiliating body.
- ii) Non-submission of original notarised Change of Land Use (CLU), Non Encumbrance Certificate (NEC), Building Plan and Building Completion Certificate (BCC).

AND WHEREAS Appeal Committee noted that appellant institution after the issue of revised recognition order dated 12.8.2015 requested WRC by its letter dated 21.9.2015 that it wants to run only one unit of 50 students. Appellant reaffirmed this intention in its letter dated 4.1.2018 addressed to WRC and enclosed copies of some approval letters of University and BCC verified by Sarpanch. Appellant during the course of appeal proceedings on 30.5.2018 submitted (a) copy of a list containing the name of one Principal and 7 faculty members approved by OSD Academic Research and Development (b) BCC signed by Dy. Engineer, Sangola and (c) FDRs amounting to Rs. 12 lakh. Appeal Committee noted that impugned withdrawal order dated 6.2.2018 does not specifically mention as to how the reply submitted by appellant on 28.12.2017 was not found to be satisfactory so as to enable the appellant concentrate on only those points in the appeal Memoranda. Appeal Committee is not certain whether the OSD who has signed the list of faculty belongs to the affiliating university and is competent to sign the document. However, keeping in view that appellant institution is conducting B.Ed. programme since 2005-2006, Appeal Committee decided to remand back the case to WRC with a direction that appellant institution should get another opportunity to submit to WRC copy of a) list of faculty and Principal approved by affiliating university; b) BCC; c) NEC. Appellant is required to submit these documents to WRC within 15 days of the issue of appeal orders and WRC is directed to process the documents submitted for issue of revised orders on merits within 10 days of the appellant's submitting required documents as stated above.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to WRC with a direction that appellant institution should get another opportunity to submit to WRC copy of a) list of faculty and Principal approved by affiliating university; b) BCC; c) NEC. Appellant is required to submit these documents to WRC within 15 days of the issue of appeal orders and WRC is directed to process the documents submitted for issue of revised orders on merits within 10 days of the appellant's submitting required documents as stated above.

NOW THEREFORE, the Council hereby remands back the case of Smt. Kashibai Navale College of Education, Kamlapur, Godsewadi, Sangola Miraj Road, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Smt. Kashibai Navale College of Education, Kamlapur, Godsewadi, Sangola Miraj Road, - 413307, 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.89-249/E-70475/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

ORDER

Date: 13/8/18

WHEREAS the appeal of Ravindra Nath Taigore College, Arthuna, Garhi, Rajasthan dated 21/03/2018 is against the Order No. NRC/NCTE/NRCAPP201615538/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/RJ/2017-18/2; dated 27/07/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “the institution was not in possession of the land of the date of making online application as required under clause 8 (4)(i) of the NCTE Regulations, 2014? The institution has not submitted the Land Use Certificate issued by the Competent Authority to use the land for educational purpose. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs if any, be returned to the institution.”

AND WHEREAS Sh. Gulab Chand Jain, Chairman, Ravindra Nath Taigore College, Arthuna, Garhi, Rajasthan presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that the land was in the name of institution at the time of filing application but the only difference the name of the secretary was showing before the name of the institution which has been changed and an affidavit has already been submitted to the concerned office. However, we will show the same again at the time of hearing. The Land use certificate issued by the Competent Authority has been submitted to the office.”

AND WHEREAS Appeal Committee noted that applicant society i.e. Maurti Sewa Sansthan Arthuna submitted online application seeking recognition for B.A. B.Ed/B.Sc.

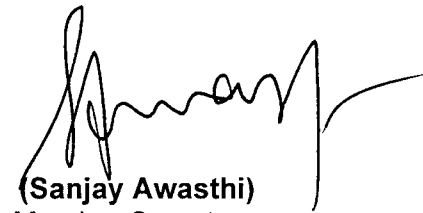
B.Ed. programme with an intake of 2 units. The land documents submitted by applicant society indicated the names (i) Sh. Gulabchandji Devadia, President, (ii) Sh. Shankar Lal Sharma, Secretary and (iii) Sh. Govindlal Patidar, Treasurer of Maurti Sewa Santhan Arthuna as buyer. Obviously the three names being different and associated with Maurti Sewa Sansthan, Arthuna, the land was registered in the name of applicant society executed by three members. The appellant has further registered a correction deed to satisfy the objection raised by N.R.C. for which there was no ground earlier also.

AND WHEREAS Appeal Committee further noted the submission made by appellant that land measuring 2500 sq. meter has been converted for educational purpose by an order dated 07/02/2018. Appellant institution is however, required to satisfy the Regional Committee that land converted for educational purpose will be put to use for instructional and infrastructural purposes in case of grant of recognition for the 4 year integrated programme.

AND WHEREAS appellant institution is required to submit to N.R.C. certified copy of correction deed and C.L.U. dated 07/02/2018 to N.R.C. within 15 days of the issue of Appeal orders. Committee decided to remand back the case to N.R.C. for revisiting the matter after considering the correction deed and C.L.U. which appellant is required to submit to them within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded back to N.R.C. for revisiting the matter after considering the correction deed and C.L.U. which appellant is required to submit to them within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Ravindra Nath Taigore College, Arthuna, Garhi, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Ravindra Nath Taigore College, Arthuna, Anandpuri Road, Garhi – 327032, 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.89-253/E-70684/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Smt. Surajba College of Education, Juhu, Juhu Road North, Mumbai, Maharashtra dated 23/03/2018 is against the Order No. WRC/OAPW00531/113073/287th/2018/194774 dated 02/02/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "In response to the Show Cause Notice dated 02.01.2017, the institution has not submitted the required documents. Hence, Recognition is withdrawn from the academic session 2018-19."

AND WHEREAS Mrs. Nupur Mitra, President & Mrs. Sobiha More, Asso. Professor, Smt. Surajba College of Education, Juhu, Juhu Road North, Mumbai, Maharashtra presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that as per List of Teaching Staff duly approved by and countersigned by University of Mumbai is attached. As per the NCTE Regulation 2014 we hereby submit the proof Rs.5 lakhs Endowment Fund and Rs.7 lakhs Reserve Fund with Joint Custody of Regional Director NCTE Bhopal. 1.FDR No.124504000004497 dated 14 March 2018 of Rs. 500000.00 Rupees Five Lakhs only Date of maturity 14 March 2023. 2. FDR No.124504000004496 dated 14 March 2018 of Rs.700000.00 Rupees Seven Lakhs only Date of maturity 14 March 2023. We are submitting the following documents 1. Notarized Building Completion Certificate BCC duly attested by Competent authority. 2. Notarized Occupation Certificate duly attested by Competent authority. 3. Notarized No Objection Certificate duly attested by Competent authority. 4. Notarized Building Completion Certificate BCC new format duly attested by Competent Authority and duly signed by the same Architect who had made the Original Plan of the building in 1972.

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.Ed. programme since the year 2000 and is NAAC accredited "A+" institution. Appeal Committee further noted that impugned order of withdrawal dated 2.2.2018 was issued mainly for the reason that reply to SCN dated 2.1.2017 was not submitted by the appellant institution. The documents required to be submitted by the appellant institution included:

- i) List of faculty approved by affiliating body.
- ii) Proof of maintaining Endowment & Reserve Fund
- iii) Notarised BCC issued by Competent Authority.

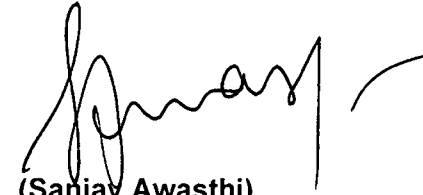
AND WHEREAS Appeal Committee noted that appellant institution, after issue of the impugned order, had submitted a reply dated 7.3.2018 which included list of faculty containing the names of one Principal and Seven Associate/Assistant Professors plus required office staff including Librarian and FDRs. Appeal Committee also noted that appellant institution being a very old institution was in possession of occupation certificate issued by Municipal Corporation of Greater Bombay on 3.2.1976. The building plan submitted is also seem to be very old and revalidated from time to time between 1975 to 1987 by the Municipal Authorities. On being asked the appellant was able to seek and submit a latest certificate from Municipal Corporation of Greater Mumbai verifying the built up area.

AND WHEREAS Appeal Committee noting the submissions made by appellant decided to remand back the case to WRC for reconsideration. Appellant is required to resubmit to WRC copies of i) Approved faculty list; ii) FDRs and iii) Certificate issued by Municipal Corporation of Greater Mumbai in support of built up area within 15 days of the issue of appeal order. WRC is required to consider the documents and issue fresh speaking orders on merits.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing,

the Committee concluded that the matter deserved to be remand back the case to WRC for reconsideration. Appellant is required to resubmit to WRC copies of i) Approved faculty list; ii) FDRs and iii) Certificate issued by Municipal Corporation of Greater Mumbai in support of built up area within 15 days of the issue of appeal order. WRC is required to consider the documents and issue fresh speaking orders on merits.

NOW THEREFORE, the Council hereby remands back the case of Smt. Surajba College of Education, Juhu, Juhu Road North, Mumbai, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, Smt. Surajba College of Education, Juhu, Juhu Road North, Mumbai – 400049, 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.89-255/E-70884/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Department of Physical Education, Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan, Gohana, Haryana dated 21/03/2018 is against the Order No. NRC/NCTE/NRCAPP-11408/279th Meeting/2018/187689 dated 22/01/2018 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "the University has yet not appointed the staff for the proposed course as per NCTE Regulations, 2014. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Dr. Yogesh Chander, Incharge, Department of Physical Education, Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan, Gohana, Haryana presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "Hon'ble Vice-Chancellor, B.P.S. Mahila Vishwavidyalaya, keeping in view the future of students in mind has deputed / appointed / assigned the Academic Staff, Technical Support and Administrative Staff required for B.P.Ed. Course as per NCTE Regulations 2014. Therefore, appellant prays grant relief to appellant."

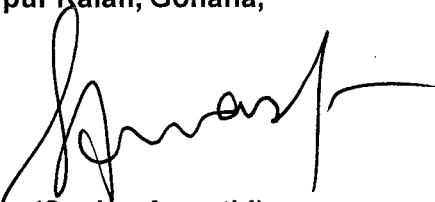
AND WHEREAS Appeal Committee noted that appellant is a State Government University and the Executive Council of the university in its meeting held on 09/01/2018 has resolved to approve and recommend appointment of faculty some of which are on deputation basis as per policy of the university.

AND WHEREAS considering that appellant university has now appointed the required number of faculty and has submitted a list signed by Registrar of the university,

Appeal Committee decided to remand back the case to N.R.C. for revisiting the case after considering the list of faculty. Appellant University is required to submit to N.R.C. complete list of faculty duly approved by Competent authority with particulars of faculty members to N.R.C. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for revisiting the case after considering the list of faculty. Appellant university is required to submit to N.R.C. complete list of faculty duly approved by Competent authority with particulars of faculty members to N.R.C. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Department of Physical Education, Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan, Gohana, Haryana to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Registrar, Department of Physical Education, Bhagat Phool Singh Mahila Vishwavidyalaya, Khanpur Kalan, Gohana – 131305, 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.89-257/E-71239/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Khalsa College of Physical Education, VPO-Heir, Amritsar, Punjab dated 23/03/2018 is against the Order No. NRC/NCTE/PB-Khalsa College of Education/276th Meeting/2017/184259 dated 03/11/2017 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "NRC considered the legal opinion sought by it. It has been observed that the SGPC is not a State and a lease executed by the SGPC is a private lease which is not valid under the NCTE Regulations, 2014."

AND WHEREAS Dr. J.S. Dhillon, Principal, Khalsa College of Physical Education, VPO-Heir, Amritsar, Punjab presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "1. Khalsa College Charitable Society, Amritsar, Punjab had appealed to NCTE against the order No. F.No. NRC/NCTE/B.P.Ed. Integrated/246th Meeting/2015/131824, dated 07/12/2015 and personally represented the case at NCTE Headquarter on 28/04/2016. The NCTE vide its order F.No.89 136/2016 Appeal/6thMeeting 2016, dated 09/06/2016 had accepted the appeal and remanded the case to NRC/NCTE, Jaipur for further necessary action. 2. The NRC NCTE in its 274th Meeting of NRC held from 29th to 31th August, 2017 issued a show cause notice No. F. NRC/NCTE/PB Khalsa College of Education/274th Meeting/2017/181446 to the institution under class 14/15 3 b of NCTE act, 1993 on 06/09/2017 on the following grounds. As per land document submitted by the institution the land is on private leased basis which is not acceptable as per NCTE regulation 2014 3. The Khalsa College Charitable Society vide letter No 11469, dated 28/09/2017 replied the show cause notice and the case was again considered in 276th Meeting of NRC held from 29th to 31th August, 2017 and refusal order was issued to the institution on the above said grounds. 4. It is hereby stated that the land was leased

for 99 years period in favour of Khalsa College Charitable Society, Amritsar by Shiromani Gurdwara Parbandak Committee vide resolution no. 813 dated 27/05/2005 and subsequently registered in the office of Sub Registrar Amritsar II, Dated 27/06/2005. Shiromani Gurdwara Parbandak Committee is a statutory body established by an act of government in 1925 which received assent of Governor General of India on 28th July 1925 and this act was first published in Punjab Gazette of 07th August 1925."

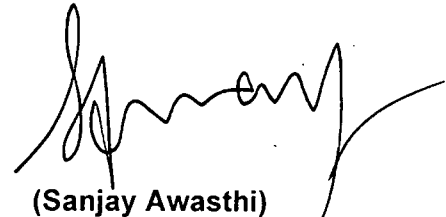
AND WHEREAS Appeal Committee noted that appellant institution had submitted its application seeking recognition for B.P.Ed. (Integrated) course in the year 2012 and since then application has been processed at different stages which included inspection on 21/02/2015 and issue of Letter of Intent (L.O.I.) dated 10/11/2016. After the appellant institution submitted compliance to the L.O.I. on 02/11/2016, a Show Cause Notice (SCN) dated 03/02/2017 was issued on grounds of inadequate faculty. After the appellant had rectified the deficiency on account of inadequate faculty, another Show Cause Notice dated 06/09/2017 was issued on ground of land being on private lease.

AND WHEREAS Appeal Committee noted that appellant replied to S.C.N. dated 06/09/2017 by stating that land was leased to appellant society by Shrimoni Gurudwara Parbandhak Committee (SGPC) for 99 years. Appeal Committee further noted that appellant institution is already conducting B.P.Ed. programme. Appeal Committee further noted the reliance on legal opinion obtained by N.R.C. and Clause 8 (4) (i) of the Regulations, 2014.

AND WHEREAS Appeal Committee noted that Regional Committee ought to have settled the issue of lease of land at the first instance before processing the application. Appeal Committee also refers to its earlier decision conveyed vide order dated 16/03/2018 (2nd Meeting/2018) wherein it was decided that lease for 99 years executed by the nominee of S.G.P.C. and registered in the office of Revenue authority should be treated at par with lease given by local authorities of the Central or State Government. Appellant institution is already granted recognition for conducting B.P.Ed. and D.P.Ed. programmes and therefore, there is no justification to refuse recognition for B.P.Ed. after

issuing the Letter of Intent. The refusal order dated 03/11/2017 is set aside and N.R.C. is required to process the application further as per NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, document on record and oral arguments advanced during the hearing, Appeal Committee conducted to set aside the impugned refusal order dated 03/11/2017. N.R.C. is required to process the application further as per NCTE Regulations, 2014.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Khalsa College of Physical Education, VPO-Heir, Amritsar – 143002, Punjab.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Punjab, Chandigarh.



F.No.89-258/E-71212/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Swami Vivekanand Shikshak Prashikshan Mahavidyalaya, Rai Ka Bagh, Rupangarh, Rajasthan dated 29/03/2018 is against the Order No. NCTE/NRC/NRCAPP201615337/Bachelor of Education [B.Ed.]/SCN/RJ/2017-18/4; dated 08/02/2018 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "reply of Show Cause Notice has not been submitted till date. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Dr. B.L. Devendra, Secretary, Swami Vivekanand Shikshak Prashikshan Mahavidyalaya, Rai Ka Bagh, Rupangarh, Rajasthan presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that this society is running B.A. and B.Com. Courses in the campus. Copy of recognition and affiliation letter is enclosed. That M.D.S. University, Ajmer had issued N.O.C. for establishment of new B.Ed. College in the name of Swami Vivekanand Shikshak Prashikshan Mahavidyalaya, Roopangarh, Ajmer (Rajasthan). Copy of N.O.C. is enclosed. NRC, NCTE had issued a Show Cause Notice to this institution mentioning certain deficiencies on 23.03.2017. This institution submitted a detailed reply along with all required documents to NRC, NCTE on 18.04.2017. Copy of receipt letter of reply of SCN is enclosed. Inspection was conducted by the visiting team for grant of recognition of B.Ed. course to this college. On the basis of scrutiny of the documents submitted by the institutions, input received from the visiting team report and videography, NRC found that this institution have adequate financial resources, accommodation, library, laboratory, land and building as prescribe in the norms a standard for B.Ed. course and this institution fulfil such other conditions relating to

infrastructural and instructional facilities as required for proper functioning of the institution for B.Ed. programme, NRC, NCTE had issued Letter of Intent (L.O.I.) on 02.06.2017 to this institution. After receipt of L.O.I., this institution selected qualified and experienced Teaching Staff for B.Ed. course as per NCTE norms and applied to M.D.S. University, Ajmer for Approval of staff on 05.09.2017. NRC, NCTE issued a Show Cause Notice to this institution for submission of reply of L.O.I. on 12.12.2017. This institution had approached several times to M.D.S. University, Ajmer regarding approval of Teaching Faculty of B.Ed. course. But University had taken no action on the file submitted by this institution for approval of Teaching Staff for B.Ed. course. NRC, NCTE, Jaipur rejected the application of this institution for B.Ed. course vide letter no. NCTE/NRC/ NRCAPP201615337/ Bachelor of Education [B.Ed.]/SCN/RJ/2017-2018/4; dated 08.02.2018. This institution had again submitted application to M.D.S. University, Ajmer for approval of Teaching Staff for B .Ed. course on 21.02.2018. That M.D.S. University, Ajmer has issued approval letter of Teaching Staff for B.Ed. course appointed by this institution on 16.03.2018. Copy of approved list of Teaching Staff is enclosed. It is prayed that the rejection order issued by NRC, NCTE be set aside and directions be issued to NRC, NCTE for further processing of application of this institution for grant of recognition of B.Ed. course.

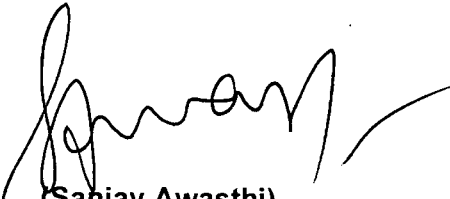
AND WHEREAS Appeal Committee noted that a Letter of Intent (L.O.I.) dated 02/06/2017 was issued to appellant institution seeking compliance within a period of two months. Non submission of compliance in response to the L.O.I. resulted in issue of a Show Cause Notice (SCN) dated 12.12.2017. From the documents submitted by appellant during appeal presentation it is evident that appellant institution had addressed a letter dated 05/09/2017 to affiliating university seeking approval for appointment of faculty selected after following due procedure. Appellant further submitted a copy of letter dated 16/03/2018 issued by affiliating body to N.R.C. conveying its approval to the selection of one Principal and 15 faculty members.

AND WHEREAS Appeal Committee noting that appellant has submitted in appeal, the approved faculty list, concluded that the matter deserved to be remanded back to

N.R.C. with a direction to consider the approved list of faculty which shall be submitted by the appellant institution alongwith connected papers to N.R.C. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that the matter deserved to be remanded back to N.R.C. with a direction to consider the approved list of faculty which shall be submitted by the appellant institution alongwith connected papers to N.R.C. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Swami Vivekanand Shikshak Prashikshan Mahavidyalaya, Rai Ka Bagh, Rupangarh, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Swami Vivekanand Shikshak Prashikshan Mahavidyalaya, Rai Ka Bagh, Parbatsar Road, Rupangarh – 305814, 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.89-264/E-71759/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Shyamlal Saraswati Mahavidyalaya, Shikarpur, Uttar Pradesh dated 16/03/2018 is against the Order No. NRC/NCTE/NRCAPP-15170/279th Meeting/2018/187970 dated 23/01/2018 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the application of the institution was rejected and recognition was refused in 264th Meeting. Decision taken in 277th meeting stands cancelled."

AND WHEREAS Dr. Pramod Kumar Mittal, Manager, Shyamlal Saraswati Mahavidyalaya, Shikarpur, Uttar Pradesh presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "At the time of application institution fulfil all necessary requirement. Institute is already running B.Ed. & M.Ed. programme since 2004-05 and 2013-14 respectively".

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29/06/2015 seeking recognition for D.El.Ed. programme. The appellant declares that the institution is already conducting B.Ed. & M.Ed. programmes and some P.G. and U.G. level courses. Committee noted that appellant institution did not enclose building plan with its application dated 29/06/2015 hard copy (print out) of which was submitted on 15/07/2015. N.R.C. in its 248th Meeting held on 11-31 January, 2016 decided to issue a Show Cause Notice (SCN) on grounds of non submission of Building plan. Committee noted that appellant institution with its reply dated 01/03/2016 submitted a building plan for first floor of the building. This building plan neither


mentioned the plot/khasra number of land nor the proposed built up area and other required details which are usually part of the approved plan. Appellant during the course of appeal hearing on 31/05/2018 submitted copy of a Building Completion Certificate (B.C.C.) dated 18/08/2008 issued by Nagar Palika Parishad, Shikarpur which also does not indicate the built up area and location / address of the institution. Committee noted that for B.C.C., there is a prescribed format which is available on the official website of NCTE and all applicants are required to submit B.C.C. issued by Competent Authority in that performa.

AND WHEREAS Appeal Committee noted that after considering the reply dated 01/03/2016 submitted by appellant. N.R.C. issued impugned refusal order dated 30/03/2017. Appeal Committee further noted that Minutes of 277th Meeting of N.R.C. (Sl. No. 150) contain a decision to reissue S.C.N. as per directions of Appeal Committee. N.R.C. in its subsequent 279th Meeting (Sl. No. 84) had cancelled the earlier decision taken in 277th Meeting. The facts were conveyed to appellant institution by N.R.C. through a letter dated 23/01/2018 against which appellant has preferred the present appeal.

AND WHEREAS Appeal Committee decided that impugned refusal order having been issued on 30/03/2017 on factual grounds, there is no reason to accept any belated appeal. More so when appellant is well aware that refusal orders besides being sent by post are also placed on the official website of NCTE.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30/03/2017. Any prospective appeal delayed and beyond permissible limit is not admitted.

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



(Sanjay Awasthi)
Member Secretary

1. The Manager, Shyamlal Saraswati Mahavidyalaya, Plot No. 5414, 15, 16, 17, 33, 3285, 86, 87, 96, Shikarpur on Road, Shikarpur – 203395, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-265/E-71869/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

13/8/18

ORDER

WHEREAS the appeal of Patel Kelavani Mandals B.Ed. College, Opp. Motibaug, College Road, Junagarh, Gujarat dated 02/04/2018 is against the Order No. WRC/323042/Guj/288th /2018/195551-58 dated 22/02/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Consequent to the issue of Revised Recognition order, Show Cause Notice was issued on 01.11.2017. The staff profile approved by the Registrar not submitted. Building Completion Certificate from the Govt. Engineer in original not submitted. Hence, Recognition is withdrawn from the academic session 2018-19."

AND WHEREAS Dr. Alkesh R. Vachaani, Principal, Patel Kelavani Mandals B.Ed. College, Opp. Motibaug, College Road, Junagarh, Gujarat presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "now we have submitted the staff profile approved by the Registrar. Now we have submitted NCTE format Building Completion Certificate signed by Competent Authority."

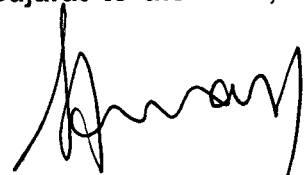
AND WHEREAS Appeal Committee noted that Show Cause Notice (SCN) dated 01/11/2017 issued to appellant institution was on the ground that list of faculty submitted by appellant institution in response to the revised recognition order did not contain the name of Principal and had only 13 faculty whereas as per revised norms there should have been a Principal and 15 faculty members. Committee further noted that on the basis of reply dated 23/11/2017 submitted by appellant institution, W.R.C. issued impugned withdrawal order dated 22/02/2018 on the ground that (i) staff profile is not approved by Registrar and (ii) Building Completion Certificate (B.C.C.) from Government Engineer not submitted.

AND WHEREAS Appeal Committee noted the submission made by appellant on 31/05/2018 wherein list containing the name of Principal and 12 faculty members approved by affiliating body was submitted. Appellant also submitted an additional list containing the names of 3 faculty in performing Arts, Arts lecturers and Computer Lecturer approved by affiliating university, B.C.C certified by Executive Engineer, Municipal Corporation, Junagarh is also submitted by the appellant.

AND WHEREAS considering the submissions made by appellant, Committee came to a conclusion that deficiencies leading to withdrawal of recognition have been rectified by the appellant institution. Appellant institution is required to submit to W.R.C. copy of approved faculty list and B.C.C. within 15 days of the issue of appeal order. Committee decided to remand back the case to W.R.C. for revisiting the matter after considering the list of faculty and B.C.C. which appellant institution is required to submit to W.R.C. The impugned refusal order dated 22/02/2018 is kept in abeyance.

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 W.R.C. list of faculty approved by affiliating body and B.C.C. within 15 days of the issue of Appeal order. Committee also concluded to remand back the case to W.R.C. for revisiting the case after the appellant institution submits the required documents. Impugned withdrawal order dated 22/02/2018 is kept in abeyance for the time being.

NOW THEREFORE, the Council hereby remands back the case of Patel Kelavani Mandals B.Ed. College, Opp. Motibaug, College Road, Junagarh, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Patel Kelavani Mandals B.Ed. College, Opp. Motibaug, Junagadh College Road, Junagarh – 362001, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-268/E-72176/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Anima Kripashindhu Teacher Training College, Mahultand, Kotshila, West Bengal dated 27/09/2017 is against the Order No. ERC/242/8/2/ID No.9191/D.El.Ed./2016/53938 dated 29/07/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "(i) No Objection Certificate not issued by the concerned affiliating body. (ii) The institution has not submitted building plan mentioning total built-up area and approved by Govt. Engineer/Authority. (iii) Building Completion Certificate is not in the prescribed format and not signed by the competent Govt. Engineer/Authority. (iv) The institution submitted single application for D.El.Ed. programme which does not come under the category of composite institution. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646265 of the institution regarding recognition of applied D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Sripada Kumar, Chairman, Anima Kripashindhu Teacher Training College, Mahultand, Kotshila, West Bengal presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "(i) it will be submitted shortly. (ii) It was submitted earlier at the time of Show Cause reply. (iii) It was submitted earlier at the time of Show Cause reply. (iv) It was submitted earlier at the time of Show Cause reply."

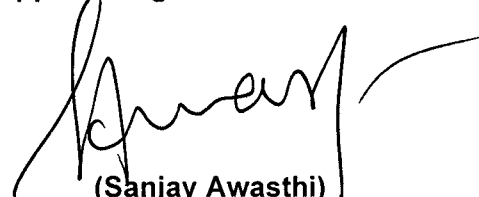
AND WHEREAS Appeal Committee noted that impugned refusal order dated 29/07/2017 was issued by E.R.C., after giving the appellant an opportunity to submit written representation by issue of Show Cause Notice (SCN) dated 17/03/2017 on the proposed grounds of refusal. Appeal Committee further noted that appellant submitted reply dated 07/04/2017 to the S.C.N. Appeal Committee noted that a copy of Building Plan approved on 31/05/2016 was enclosed by appellant alongwith its application and

this plan mentioned the land area and proposed built up area on plot no. 912, 913, 914, Khatain No. 477. The plan is approved by an authority whose name is mentioned in vernacular (Bangla) language. The B.C.C. submitted by appellant in response to S.C.N. is not legible and also not approved by the Competent Authority. As regards N.O.C. issued by affiliating body as required under Clause 5 (3) of the NCTE Regulations, 2014, the appellant himself had given a declaration on 07/04/2017 stating that all files are in Department of Education for issue of No Objection Certificate (NOC). Appellant also could not give a satisfactory answer to the standalone status of the applicant institution. Committee further noted that appellant submitted a declaration dated 14/05/2017 stating that NOC from State Government and University for D.El.Ed. & B.Ed. will be obtained immediately after getting permission from NCTE.

AND WHEREAS Appeal Committee considering that appellant institution was neither able to submit N.O.C. before the Regional Committee prior to the issue of refusal order nor could submit evidence in support of having submitted application seeking recognition for D.El.Ed. programme resulting in it being a standalone institution, decided to confirm the impugned refusal order dated 29/07/2017.

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 29/07/2017.

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



(Sanjay Awasthi)
Member Secretary

1. The Chairman, Anima Kripashindhu Teacher Training College, Mahultand, Kotshila – 723213, 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 - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-269/E-72180/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Government College of Education, Kalinjur Village – Gandhi Nagar, Vellore, Tamil Nadu dated 04/04/2018 is against the Order No. SRO/NCTE/SRCAPP201630129/M.Ed./TN/2017-18/96723 dated 26/02/2018 of the Southern Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that “Applicant institution have still not given reply to the LOI issued by us on 02.08.2017. 2. We can not wait indefinitely for a reply. 3. Reject the application.”

AND WHEREAS Dr. Chaelvi S, Principal I/c., Government College of Education, Kalinjur Village – Gandhi Nagar, Vellore, Tamil Nadu presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that “As GCE is a government institution staff approval has not been applied and but not received from the university till then. 2. NCTE communication No. SRO/NCTE/SRCAPP201630129/M.Ed./TN/2017 to 2018/96059 was received on 02.01.2018. After getting staff approval list from Tamil Nadu Teachers Education University, we sent the same along with Principal experience certificate to NCTE, Bangalore on 19.02.2018.”

AND WHEREAS Appeal Committee noted that a Letter of Intent (L.O.I.) dated 08/09/2017 was issued to appellant institution which is a Government College. Compliance of the L.O.I. which included appointment of faculty with the approval of affiliating university was required to be reported to S.R.C. within a period of 2 months. Appellant institution could not obtain approval of Tamil Nadu Teacher Education University on time. The delayed approval of the affiliating university was conveyed to Government College on 21/01/2018 which further enabled the appellant to submit final compliance to S.R.C. on 16.02.2018 received in the office of S.R.C. on 22/02/2018. In

between the S.R.C. in its 356th Meeting had decided to refuse recognition. Appeal Committee after considering the facts of the case decided that the case deserves to be remanded back to S.R.C. for consideration on merits as delay was nominal and appellant had already submitted part compliance of the L.O.I. earlier on 08/11/2017 which was acknowledged by S.R.C. on 20/12/2017.

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 S.R.C. for consideration on merits as delay was nominal and appellant had already submitted part compliance of the L.O.I. earlier on 08/11/2017 which was acknowledged by S.R.C. on 20/12/2017.

NOW THEREFORE, the Council hereby remands back the case of Government College of Education, Kalinjur Village – Gandhi Nagar, Vellore, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Government College of Education, Kalinjur Village – Gandhi Nagar, Vellore – 632006, Tamil Nadu.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.

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F.No.89-270/E-72155/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Jyoti Ba Phule Teachers Training College, Mali Colony, Girwa, Rajasthan dated 31/03/2018 is against the Order No. NCTE/NRC/NRCAPP201616307/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/SCN/RJ/2017-18/1 dated 28/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “copy of the affiliation letter for B.A. B.Com. programme has not been submitted to prove that it is a composite institution. The institution has not submitted the certified registered land documents issued by the Registering Authority or civil authority concerned. The institution has not submitted the approved Building plan signed by the Competent Govt. Authority indicating the name of the course, name of the institution, Khasra No./Plot No., total land area, total built-up area and the measurements of the Multi-purpose Hall as well as the other infrastructural facilities such as class rooms etc. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.”

AND WHEREAS Sh. Dinesh Mali, Founder, Jyoti Ba Phule Teachers Training College, Mali Colony, Girwa, Rajasthan presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that “on 27 Feb. 2017 in response to the notice dated 27/02/2017 the clarification was sent on 15 March, 2017, in which the transformed land of 8100 square meter approved building plan, university and State Government was received by obtaining permissions of the Commerce and BBA. All the necessary documents were submitted by presenting personally in the NCTE branch, including the full documents of the show cause notice, but the files were earlier rejected. According to NCTE Regulation 2014, Jyotiba Phule Teachers Completes all the necessary criteria for the B.A. B.Sc. B.Ed. Own land

adapted from the District Collector near the institute for our colleges received by us is 8100 square meters Jyoti ba Phule Girls College, 4600 sq. Meter building, is run by the institute, graduate arts, commerce, BCA and Jyotiba Phule Teachers training B.Ed. College respectively. According to NCTE Regulation 2014, Jyotiba Phule Teachers Completes all the necessary criteria for Bachelor of B.A. B.Sc. B.Ed. course applied to Bachelor of Training courses. Our file should be forwarded with the remaining documents and acceptance of 2 intake and 100 seats in order to get recognition. You are requested to file number 2000 NRC to form a re inspection team and order to initiate further process."

AND WHEREAS Appeal Committee noted the grounds of refusal as follows:

- (i) Non submission of affiliation letter for B.A. B.Com etc. to prove composite nature of the institution.
- (ii) Non-submission of certified copy of registered land documents issued by registering Authority.
- (iii) Non-submission of approved building plan indicating the name of course, Institution, Plot number, total land area, total built up area, measurement of multipurpose hall and rooms etc.

AND WHEREAS Appeal Committee further noted that online application dated 09/06/2016 indicates the name of applicant society as "Savitri Ba Phule Paryavaran Arm Shikshan Sansthan" and applicant institution as "Jyoti Ba Phule Teacher Training College." The address of the institution is mentioned as 167, Mali Colony, Girwa, Udaipur, Rajasthan. Appeal Committee is therefore, of the opinion that the institution should possess adequate area of land and built up area at the above mentioned address as required under Clause 8 (4) (i) of the NCTE Regulations, 2014. Committee noted that appellant institution in reply to Show Cause Notice dated 27/02/2017 submitted to N.R.C. on 15/03/2017 copies of land documents pertaining to Khasra No. 236, 237, 241, 1221/242 at village Budal, Tehsil – Girwa, Udaipur. The building plan submitted by appellant institution pertains to proposed structure at the above address and is treated as irrelevant.

AND WHEREAS appellant during the course of appeal presentation on 31/05/2018 submitted copy of a N.O.C. dated 25/05/2017 issued by Commissioner of College Education, Rajasthan, Jaipur. The N.O.C. mentions the name of college and address as:

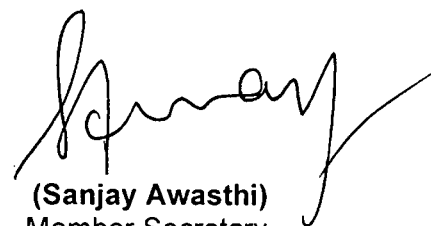
"Jyoti Ba Phule Girls College, Purohito Ka Mandri, Udaipur."

The name and address of the College definitely is different from the name and address of appellant institution. For being composite, the applicant institution should have another course as defined under Clause 2 (b) of the regulation at the same address. Committee also noticed that whereas impugned refusal order was issued on 28/03/2017, the N.O.C. affiliation letter was issued on 25/05/2017 and as such there was no way the applicant could have confirmed its status of composite institution before issue of the impugned refusal order.

AND WHEREAS Appeal Committee after going through the submission made by appellant, decided to confirm the impugned refusal order dated 28/03/2017.

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 28/03/2017.

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


(Sanjay Awasthi)
Member Secretary

1. The Manager, Jyoti Ba Phule Teachers Training College, 167, Mali Colony, Girwa – 313002, 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.89-10/E-56883/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/8/18

ORDER

WHEREAS the appeal of KPS Degree College, Kakarua Devgarh Road, Lalitpur, Uttar Pradesh dated 29/12/2017 is against the Order No. NCTE/NRC/NRCAPP201616548/B.El.Ed./SCN/U.P./2017-18/LSG dated 13/12/2017 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "SCN dated 13.09.2017 was issued for non-compliance of the LOI. The reply of the SCN submitted by the institution for extending the time to submit the approved list is not acceptable. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Rajeev Choubey Representative, KPS Degree College, Kakarua Devgarh Road, Lalitpur, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "The time taken by the concerned University that is Bundelkhand University, Jhansi to issue the approved list to institute is the reason of delay for which the institution had asked for extension. The Bundelkhand University Jhansi had issued the approved list to institute on 18/12/2017 which was uploaded on website. Hence institute request you to reconsider their appeal and allow institute to seek recognition from NRC, NCTE. This appeal is against the rejection letter which institute received from the email in soft copy dated as 13 Dec. 2017 while the SCN issued Dated as 13 Sep. 2017."

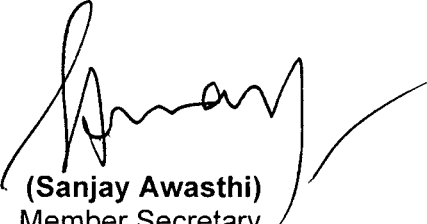
AND WHEREAS Appeal Committee noted that a Letter of Intent (L.O.I.) dated 24.04.2017 was issued to appellant institution seeking compliance within a period of two months. Subsequently a Show Cause Notice (SCN) dated 13/09/2017 was issued to

appellant institution for non submitting of any compliance in response to the L.O.I. Appellant institution vide its letter dated 27.09.2017 submitted to N.R.C. part compliance and further sought extension of time for submitting list of faculty which was under consideration of the affiliating university for approval. Appellant further stated that list of faculty was approved by affiliating university on 18.12.2017. Appeal Committee further noted the submission made by appellant that the faculty approved by affiliating university may have to undergo a change due to an amendment made by NCTE in the Norms and Standards of the qualifications of teachers. Appellant therefore, requested for another opportunity to present its case before Appeal Committee.

AND WHEREAS appellant appeared before Appeal Committee on 31/05/2018 and submitted revised list containing the particulars of 15 faculty members approved by Bundelkhand University on 14/05/2018. Appeal Committee noted that applicant was necessitated to get a revised list of faculty approved by affiliating body as there was change in the NCTE norms subsequent to the issue of L.O.I. The short delay in submission of the list of faculty therefore merits condonation. Appeal Committee decided to remand back the case to N.R.C. for consideration of the list of faculty which applicant institution is required to submit to N.R.C. within 15 days of the issue of Appeal orders. Appeal Committee, however, urges NRC to keep in view para 1.2 of the Norms and Standards for B.El.Ed programme (Appendix 3) as mentioned in NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for consideration of the list of faculty which applicant institution is required to submit to N.R.C. within 15 days of the issue of Appeal orders. Appeal Committee, however, urges NRC to keep in view para 1.2 of the Norms and Standards for B.El.Ed programme (Appendix 3) as mentioned in NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of KPS Degree College, Kakarua Devgarh Road, Lalitpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, KPS Degree College, Kakarua Devgarh Road, Lalitpur – 284403, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-222/E-74798/2018 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of DIET (District Institute of Education & Training), Sai Mandir, Durg, Chhattisgarh dated 01/03/2018 is against the Order No. WRC/APP7590/D.El.Ed./287th/C.G./2018/194962 dated 06/02/2018 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the case file was seen. Show Cause Notice was issued to the institution on 01.02.2017. The institution has not replied so far. Hence, Recognition is refused."

AND WHEREAS Sh. Rajesh Kumar Chandervanshi, Lecturer, DIET (District Institute of Education & Training), Sai Mandir, Durg, Chhattisgarh presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "it was appealed to The Regional Director, NCTE to consider exemption from the requirement for clause 2b and 3a of NCTE Regulation 2014 as a subordinate institute of SCERT Chhattisgarh that requires composite course set up for recognition. The institute is composite as in abidance to in service courses under SCERT".

AND WHEREAS Appeal Committee noted that impugned refusal order dated 06/02/2018 is on the ground that 'Institution has not submitted reply to Show Cause Notice (SCN) dated 01/02/2017. Appeal Committee noticed that a reply dated 27/02/2017 to S.C.N. is found placed in the regulatory file at page 76/Cor. Appeal Committee therefore, decided to remand back the case to W.R.C. for considering the reply dated 27/02/2017 with particular reference to the status of DIETs whose structure is designed basically to impart diploma level course of teacher education.

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 W.R.C. for considering the reply dated 27/02/2017 with particular reference to the status of DIETs whose structure is designed basically to impart diploma level course of teacher education.

NOW THEREFORE, the Council hereby remands back the case of DIET (District Institute of Education & Training), Sai Mandir, Durg, Chhattisgarh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, DIET (District Institute of Education & Training), Sai Mandir, Durg – 491001, Chhattisgarh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.

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F.No.89-802/2016 Appeal/12th Mtg.-2018/30th & 31th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 13/8/18

ORDER

WHEREAS the appeal of Shri Adarsh B.Ed. College, Bigga, Teh.-Shri Dungargarh, Bikaner, Rajasthan dated 06/12/2016 is against the Order No. NRC/NCTE/NRCAPP-14846/257th (Part-3) Meeting/2016/160969 dated 18/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "the institution has not submitted any proof of having multiple teacher training institution or being composite in nature. The institution was given show cause notice in the 253rd meeting (Part-2) to provide proof of being composite. The institution has not submitted any proof."

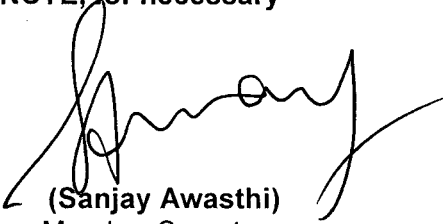
AND WHEREAS Sh. Manoj Kumar, Vice-Principal, Shri Adarsh B.Ed. College, Bigga, Teh.-Shri Dungargarh, Bikaner, Rajasthan presented the case of the appellant institution on 31/05/2018. In the appeal and during personal presentation it was submitted that "this institution had applied for grant of recognition of B.A. B.Ed./B.Sc. B.Ed. course online on 29.05.2015 and the hard copy of application had been submitted in the office of NRC, NCTE on 01.06.2015. In our application for recognition of B.A. B.Ed./B.Sc. B.Ed. course, we have clearly mentioned that this institution is running only B.Ed. course. Copy of receipt letter is attached and marked as Annexure - 4. The NRC, NCTE has issued a Show Cause Notice for non-submission".

AND WHEREAS Appeal Committee noted that appellant institution was first refused recognition on 18.10.2016 for conducting B.A, B.Ed/BSc programme on the grounds that "institution has not submitted any proof of having multiple teacher training courses or being composite in nature. Appellant institution filed appeal against the impugned refusal order and the Appellate Authority by issue of order dated 18.4.2017 concluded to confirm the refusal order. Appellate Authority in para 3rd and 4th of its order dated 18.4.2017 mentioned detailed reasons for confirming the refusal order after referring to the guidelines issued by NCTE (Hqrs.) on 7.4.2016 and 10.2.2017. Appeal

Committee further noted that Hon'ble High Court of Judicature for Rajasthan Bench at Jaipur has quashed and set aside the Appellate Authority order dated 18.4.2017 and appellant has an opportunity to once again make submissions. Appellant's case is mainly based on the precedent that other Regional Committees have been granting recognition for BA, B.Ed/B.Sc B.Ed programmes to such institutions who are running B.Ed./D.El.Ed. courses. Appeal Committee is still of the opinion though conducting B.Ed. and D.El.Ed. programme brings such institution into the category of 'Composite Institution' yet the requirement of para 1.1 of Appendix 13 of the Norms and Standards for 4 year Integrated Programme leading to BA, B.Ed/B.Sc., B.Ed. will remain unfulfilled as integration of general studies and professional studies cannot be achieved unless the applicant institution have facilities to teach both the components. To this extent para 2(b) of NCTE Regulations, 2014 is not supportive to para 1.1 of the Appendix 13. Notwithstanding the examples in the past, Appeal Committee still finds that the case of appellant lacks merit. To avoid any controversy and honouring the verdict of Hon'ble High Court, Appeal Committee decided to remand back the case to NRC for reconsidering the case using all their academic and legal prudence.

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 NRC for reconsidering the case using all their academic and legal prudence.

NOW THEREFORE, the Council hereby remands back the case of Shri Adarsh B.Ed. College, Bigga, Teh.-Shri Dungargarh, Bikaner, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Shri Adarsh B.Ed. College, Bigga, Teh.-Shri Dungargarh, Bikaner, Rajasthan – 331803.
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.