(1)

F.No.89-798/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Global Genius College, Mathura, Uttar Pradesh dated 05/12/2016 is against the Order No. NRC/NCTE/NRCAPP-15632 Corrigendum 2016/157739 dated 09/09/2016 of the Northern Regional Committee, reducing recognition for conducting D.El.Ed. Course from 2 units to 1 unit.

AND WHEREAS Shri. Om Prakash Chaturvedi, Manager, Global Genius College, Mathura, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "we had applied for recognition of D.El.Ed. course for 100 seats. The institute has a Land Area of 4000 sq. mts. and a built-up area of 3670 sq. mts. The institute is only running B.Ed. course with 50 seats. The building plan, BCC clearly shows a Built-up area of 3670 sq. mts. and total land area of 4000 sq. mts. The Essential data sheet prepared during the inspection also corroborates this fact. Total built up area for running B.Ed. course with 50 students and D.El.Ed. course with 100 students is 3500 sq. mts."

AND WHEREAS Appeal Committee noted that appellant institution submitted an affidavit along with its application dated 30.06.2015 in which applied for intake was mentioned as one unit (50 seats). Inspection of the appellant institution was conducted on 09.02.2016 for a proposed intake of 50 seats in D.El.Ed. programme. The letter of intent (LOI) dated 03.03.2016 issued under clause 7(13) of the NCTE Regulations, however, does not mention the intake for which the combined LOI was issued but Appeal Committee is convinced that recommended intake cannot be more than what was initially applied for or for which inspection was conducted. Appellant in its letter dated 21.04.2016 addressed to NRC had stated that it had applied for 2 units of D.El.Ed. programme is not true and is contrary to the records on file. Appeal Committee, noted that the combined recognition order dated

02.05.2016 in which the intake sanctioned was erroneously mentioned as 2 units was subsequently modified by NRC by issue of a corrigendum dated 09.09.2016. The impugned corrigendum dated 09.09.2016 is up held and confirmed by Appeal Committee

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned corrigendum dated 09.09.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Global Genius College, 1336, Residental, 552, Sonkh, Mathura, Uttar Pradesh – 281123.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(2)

F.No.89-800/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Manomay College of Education, Rajapur, Aurangabad, Maharashtra dated 08/06/2016 is against the Letter No. WRCAPP-2699/232nd/2015/153559 dated 01.10.2015 of the Western Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Submission of printout of the application was after 15 days of the submission of the online application."

AND WHEREAS Shri. H. R. Gutte, Manager, Manomay College of Education, Rajapur, Aurangabad, Maharashtra presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the institution has submitted online application on 29th May, 2015 and as per speed post record the printout of the application reached at the NCTE office on 11th June 2015 means before 15 days of submission of online application."

AND WHEREAS Appeal Committee noted that applicant institution submitted its online application seeking recognition for B.Ed. programme on 29.05.2015 and hard copy of the application was received in the office of WRC Bhopal on 15.06.2015. NCTE(HQ) had issued directions to all the Regional Committee offices that print out of online applications for academic year 2016-17 may be submitted before 15.07.2015 irrespective of the date of online application. As such the application of appellant institution which was despatched through speed post on 09.06.2015 and received in the office of WRC on 15.06.2015 was very well in time. Appeal Committee, therefore, decided to remand back the case to WRC for processing of the application.

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

during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC for processing of the application of appellant institution.

NOW THEREFORE, the Council hereby remands back the case of Manomay College of Education, Rajapur, Aurangabad, Maharashtra to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Chairperson, Manomay College of Education, Rajapur, Tehsil – Paithan Distt. – Aurangabad, 37, Beed Aurangabad Highway, 37, Rajapur, Aurangabad, Maharashtra – 431121.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.

(3)

F.No.89-801/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Millia Fakharuddin Ali Ahmed B.Ed. Teachers Training College, Ramgarh, Purnia, Bihar dated 30/11/2016 is against the Order No. ERC/222.7.17/APP3711/D.El.Ed./2016/49801 dated 21/10/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "a. SCN was issued on 02/06/2016 on the following grounds: (i) NOC from affiliating body for D.El.Ed. programme was issued on 24/07/2015 i.e. after the stipulated date of 15th July, 2015. b. The institution submitted its reply dated 19/07/2016. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) NOC from affiliating body for D.El.Ed. programme was issued on 24/07/2015 i.e. after the stipulated date of 15th July, 2015. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3711 of the institution regarding permission for D.El.Ed. course is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Dr. Asad Imam, Director, Appellant Trust for Millia Fakharuddin Ali Ahmed B.Ed. Teachers Training College, Ramgarh, Purnia, Bihar presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "NOC was not issued on proper time by affiliating body."

AND WHEREAS Appeal Committee noted that a Show Cause Notice dated 02.06.2016 was issued to appellant institution on the ground that "NOC for D.El.Ed. programme issued on 24.07.2015 i.e. after the stipulated dated of 15th July, 2015." Before issue of the SCN dated 02.06.2016, Bihar School Examination Board had enclosed a copy of its letter dated 24.07.2015 to ERC that it had no objection to affiliate the appellant institution after a physical verification of the institution.

AND WHEREAS Appeal Committee noted that as per clause 5(3) of NCTE Regulations, 2014, the application shall be submitted along with processing fee, scanned copy of required documents such as No Objection Certificate issued by concerned affiliating body. The above clause therefore, implies that NOC of affiliating body should have been issued before the last date of receipt of printout of applications. As the appellant institution had failed to submit NOC of a date prior to the last date for receipt of applications for the particular year, the application is rendered incomplete. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 21.010.2016 issued by ERC Bhubaneshwar.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 21.10.2016 issued by ERC Bhubaneshwar.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Director, Millia Fakharuddin Ali Ahmed B.Ed. Teachers Training College, 174, 1073, 1079, Sale Deed, Rambagh, Purnea, Purnia, Bihar – 854301.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

F.No.89-802/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Shri Adarsh B.Ed. College, Shri Durgargarh, 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 Shri. Balbir Singh, President and Shri. Manoj Kumar, Vice Principal, Shri Adarsh B.Ed. College, Shri Durgargarh, Bikaner, Rajasthan presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "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. NRC, NCTE has issued a Show Cause Notice for non-submission of NOC from affiliating body. This institution has submitted NOC for B.A. B.Ed. / B.Sc. B.Ed. issued by Maharaja Ganga Singh University, Bikaner dated 03/03/2016 to NRC, NCTE. Copy of NOC is attached. That after removal of deficiency from this institution NRC, NCTE had decided to constitute VT team for inspection of this college in its 252nd Meeting (Part-1) held from 19/04/2016 to 02/05/2016. That VT team constituted by NRC, NCTE visited this institution on 29/04/2016 for inspection of the college for B.A. B.Ed. / B.Sc. B.Ed. course. After inspection of this college, NRC, NCTE had considered the inspection report of this college in its 253rd Meetings (Part-2) held from 10/06/2016 to 14/06/2016 in which some deficiency was pointed out. This institution submitted reply of Show Cause Notice to NRC, NCTE or 13/07/2016 with all required explanations and documents. That NRC, NCTE has refused for recognition without considering the facts submitted

by the institution vide letter no. NRC/NCTE/NRCAPP-14846/257th (Part-3) Meeting/2016/160969 dated 18/10/2016, in which application number has wrongly mentioned as NRCAPP-14846, whereas our application number is NRCAPP11794. Copy of refusal order is attached. That NRC, NCTE has refused recognition for B.A. B.Ed. / B.Sc. B.Ed. course of this college on totally illegal, unlawful, unjustified and against the Principles of natural justice. That in NCTE Regulation 2014 it is clearly mentioned that institution offering Teacher Education is also considered for composite institution. This institution is offering B.Ed. course and to become a Composite Institution, this institution had applied for grant of recognition of B.A. B.Ed. course. That other Regional Committee of NCTE are granting recognition for B.A. B.Ed. / B.Sc. B.Ed. course to those institutions who are running only B.Ed./D.El.Ed. course. WRC has granted recognition for B.A. B.Ed./B.Sc. B.Ed. course to Care College of Education, Devpur, Nowgong, Chhatarpur, M.P. who is offering only D.El.Ed. Programme."

AND WHEREAS Appeal Committee noted that the appeal dated 06.12.2016 is against the impugned order dated 18.10.2016 refusing recognition for B.A.B.Ed./B.Sc.B.Ed. programme on the ground that appellant institution has not submitted any proof of having multiple teacher training programme. Appeal Committee further noted that appellant institution is already conducting B.Ed. programme and for the purpose of applying for any other teacher programme can be termed as 'composite' as per definition given in clause 2(b) of the NCTE Regulations, 2014. However, para 1.1 of Appendix 13 clearly mentions that aim of B.A.B.Ed./B.Sc.B.Ed. programme is to integrate general studies with professional studies. With the above aim in view, the programme can be offered only in such institutions which have programme of general studies i.e. degree course in Arts and Science NCTE(HQ) had issued clarificatory letter to Regional Committees in this regard on 07.04.2016 and 10.02.2017. The clarifications given for treating an institution composite for purpose of eligibility for 4 year integrated programme of B.A. B.Ed./ B.Sc. B.Ed. are not in tune with each other. The clarification issued on 07.04.2016 states that "it is not necessary that an institution already offering a graduate B.A./B.Sc. programme is only entitled to apply for a 4 year integrated B.Sc./B.A.- B.Ed. programme. The application for a 4 year integrated programme of an institution can be processed, if it has simultaneously applied to the affiliating body,

for a graduated programme. However, recognition order by NCTE in such a case will be issued by NCTE only when the institution submit affiliation/ recognition of its proposed graduate B.A./B.Sc. programme by the University. A stipulation to this effect shall need to be incorporated while issuing LOI under section 7(13) of the NCTE Regulations, 2014." The clarification issued on 10.02.2017 mentions that "As per clause 8(1) of the Regulations, all standalone Teacher Education Institutions need to gradually move towards becoming composite-institution; the 4 year integrated course can also be given to a Teacher Education Institution offering a single teacher education programme, provided the affiliating university agrees to regulate the B.A. / B.Sc. component of the integrated programme as per university norms."

AND WHEREAS Appeal Committee after analysing both the clarifications furnished by NCTE(HQ) to its Regional Committee resolve that clarification furnished by NCTE vide its letter dated 10.02.2017 is not in tune with the spirit of the Norms and Standards (para 1.1) of Appendix 13 and clarifications issued vide para 1(i) of the NCTE letter dated 07.04.2016 were more near to achieving the objective of the programme.

AND WHEREAS as done in some previous cases, Appeal Committee, decided to confirm the impugned refusal order dated 18.10.2016 issued by NRC Jaipur. Appeal Committee incidentally noticed that appellant institution in this particular case submitted NOC dated 03.03.2016 issued by Maharaja Ganga Singh University. As per clause 5(3) of the NCTE Regulation, 2014, NOC issued by affiliating body should have been submitted along with printout of the applications which in other words mean that NOC issued by affiliating body should be of a date prior to the last date for receipt of applications for a particular academic year.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advance during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 18.10.2016.

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

the hearing, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC is confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. The 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, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(5)

F.No.89-805/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of G.S. Mahavidyalaya, Basti, Sant Kabir Nagar, Uttar Pradesh dated 05/12/2016 is against the Order No. NRC/NCTE/NRCAPP-10250/258th Meeting/2016/161723 dated 02/11/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "reply of the institution dt. 11/08/2016 is not acceptable. As per demarcated map, essential datasheet, VT repot etc. total built-up area of the institution is 2622 sq. mts. for existing B.Ed. (two units) and proposed D.El.Ed. course which is not as per NCTE Regulations, 2014."

AND WHEREAS Shri. Manoj Kumar Panday and Shri. Sunil Kumar Maurya, Members, G.S. Mahavidyalaya, Basti, Sant Kabir Nagar, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "There are two blocks i.e. block 'A' and block 'B' and total built up area is adequate for the existing B.Ed. and proposed D.El.Ed. programme. Copy of building plan and Building Completion Certificate are enclosed with the appeal memoranda."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 02.11.2016 was issued on the ground that built up area of 2622.75 Sq. Meters is not adequate as per NCTE Regulations, 2014 for existing B.Ed. programme (2 units) and proposed D.El.Ed. programme (2 units). The appellant in its Appeal Memoranda had made efforts to justify the adequacy of land by furnishing a new Building Completion Certificate which indicates that there are two different blocks i.e. Block 'A' and Block 'B' consisting of built up area of 2792 Sq. Meters and 2622 Sq. mts. respectively. The averment made by appellant was not supported by any documentary evidence till impugned order was issued. The Visiting Team inspected the appellant institution on 12.02.2016 and reported that on a land area

10800 Sq. Meters, there is a built up area of 2622.75 Sq. Meters. There is no mention of Block 'A' or Block 'B' in the report. The Essential Data Sheet submitted by the appellant institution to the Visiting Team mentions built up area of 2622.75 Sq. Meters without mentioning the existence of two blocks. The regulatory file contains copies of building plan submitted by appellant institution at the time of making application and at the time of inspection. None of these plans contain Block 'A' and Block 'B'. It was only when a refusal order was issued on ground of inadequacy of built up area that appellant came up with a revised building plan showing Block 'A' & 'B' and a different building completion certificate showing a total built up area of 5415 Sq. Meters. The revised building plan and new B.C.C. are both signed on 11.10.2016 by same registered engineer which is not logical and acceptable. Appeal Committee also had the opportunity to glance through some of the photographs of the institution taken during inspection. None of these photographs could catch even a glimpse of existence to two separate blocks.

AND WHEREAS Appellant in its appeal Memoranda had very emphatically contended that there are two separate blocks one each for existing B.Ed. programme (2792 Sq. Meters) and another one for proposed D.El.Ed. programme (2622 Sq. Meters) on the same plot no. 32, 76, Village Itaily Pandey, Tehsil Baste.

AND WHEREAS Appeal Committee observed that Visiting Team has very clearly stated in its report that built up area available to the institution in 2622 Sq. Meters for a composite institution. The Appellant also did no where mention in any of the documents submitted to NRC, before issue of impugned order, that it has got built up area consisting of two blocks i.e. Block 'A' and Block 'B'. The building plan and building Completion Certificate submitted by the appellant institution from time to time are also not signed and certified by any government engineer or Municipal Authority. The variable Building Completion Certificates given by a registered architect cannot be relied upon more so when the same architect has prepared the building plans also. The appellant during the course of appeal presentation on 24.03.2017 did not show any material evidence to prove that the institution is in possession of built up area containing two blocks. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 02.11.2016.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 02.11.2016 issued by NRC Jaipur.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, G.S. Mahavidhyalaya, Jamdeeh Basti, 32, 76, Sale Deed, Itaili Pandey Naudad Tiwari, Basti, Sant Kabir Nagar, Uttar Pradesh – 272176.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(6)

F.No.89-806/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Rakesh Chaturvedi Degree College, Sadar, Basti, Uttar Pradesh dated 05/12/2016 is against the Order No. NRC/NCTE/NRCAPP-10251/258th Meeting/2016/161721 dated 02/11/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the NRC had decided to issue show cause notice to the institution in its meeting in its meeting 30th May to 3rd June, 2016 regarding, the built-up area is only 3062.46 sq. mts. for running two units of B.Ed. and two units of D.El.Ed. against the requirement of 4000 sq. mts. The institution's reply to above notice was received on 11/08/2016. The verification of original documents regarding the building map and the building completion certificate submitted earlier revealed that they do not tally with the revised building completion certificate and a fresh building plan submitted on 11/08/2016. The discrepancy in the documents was noticed with regard to constructed area for B.Ed. and D.El.Ed. programme. The revised building completion certificate does not bear neither signature of the competent authority nor the date of issue of certificate. The revised building map does not bear the date of approval by the competent authority. This map is totally different from the one submitted at the time of application. Total built-up area shown for B.Ed. in the revised building completion certificate for two units (100 students) is 1880.72 sq. mts. which is lesser than the area required (2000 sq. mts.). as a whole, the building completion certificate documents submitted along with the reply is invalid and misleading."

AND WHEREAS Sh. Manoj Kumar Pandey and Sh. Sunil Kumar Maurya, Members, Rakesh Chaturvedi Degree College, Sadar, Basti, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "There are two Block i.e.Block 'A' and Block 'B' and total built up area is adequate for the existing B.Ed. (2 units)

and proposed D.El.Ed. (one unit). Copy of revised building plan and revised built Completion Certificate are enclosed with the appeal Memoranda"

AND WHEREAS Appeal Committee noted that impugned refusal order dated 02.11.2016 was issued on the ground that built up area of 3063.46 Sq. Meters is not adequate as per NCTE Regulations, 2014 for existing B.Ed. programme (2 units) and proposed D.El.Ed. programme (2 units). The appellant in its Appeal Memoranda had made efforts to justify the adequacy of land by furnishing a new Building Completion Certificate which indicates that there are two different blocks i.e. Block 'A' and Block 'B' consisting of built up area of 1880 Sq. Meters and 2441 Sq. mts. respectively. The averment made by appellant was not supported by any documentary evidence till it was decided to issue a Show Cause Notice and finally reform recognition in 258th Meeting of the NRC held on 4th -6th October, 2016. The Visiting Team inspected the appellant institution on 08.01.2016 and reported that on a land area 10610 Sq. Meters, there is a built up area of 3063 Sq. Meters. Out of total built up area of 3063 an area 1531 is earmarked for D.El.Ed. programme. There is no mention of Block 'A' or Block 'B' in the report. The Essential Data Sheet submitted by the appellant institution to the Visiting Team also mention total built up area of 3063 Sq. Meters without mentioning existence of two blocks. The regulatory file contains copies of building plan submitted by appellant institution at the time of making application and at the time of inspection. None of these plans contain Block 'A' and Block 'B'. It was only when it was decided to issue a refusal order, on ground of inadequacy of built up area that appellant came up with a revised building plan showing Block 'A' & 'B' and a different building completion certificate showing a total built up area of 4322 Sq. Meters. The revised building plan and new B.C.C. are both signed by same registered engineer on 11.10.2016 which is not logical and acceptable. Appeal Committee also had the opportunity to glance through the photographs of the institution taken during inspection. None of these photographs could catch even a glimpse of existence to two separate blocks.

AND WHEREAS Appellant in its appeal Memoranda had very emphatically contended that there are two separate blocks one each for existing B.Ed.

programme (1880 Sq. Meters) and proposed D.El.Ed. programme (2441 Sq. Meters) on the same plot in Village Daskolwa.

AND WHEREAS Appeal Committee observed that Visiting Team has very clearly stated in its report that built up area available to the institution in 3062 Sq. Meters for a composite institution. The Appellant also did no where mention in any of the documents submitted to NRC before issue of impugned order that it has got built up area consisting of two blocks i.e. Block 'A' and Block 'B'. The building plan and building Completion Certificate submitted by the appellant institution from time to time are not signed and certified by any government engineer or Municipal Authority. The variable Building Completion Certificates given by a registered architect cannot be relied upon more so when the same architect has prepared the building plans also. The appellant during the course of appeal presentation on 24.03.2017 did not show any material evidence to prove that the institution is in possession of built up area containing two blocks. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 02.11.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Rakesh Chaturvedi Degree College, 184, 185, 193, 196, 195, 186, 187, ETC, Sale Deed, Daskolawa, Basti, Uttar Pradesh – 272124.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-808/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Maa Kasturba Gandhi Mahila College of Education, Bharatpur, Rajasthan dated 31/10/2016 is against the Order No. NRC/NCTE/NRCAPP 12624/257th (Part-3) Meeting/2016/158858 dated 26.09.2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 14/12/2015 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 Shri. S.C. Gupta, Secretary and Shri. Harshit Goyal, Member, Maa Kasturba Gandhi Mahila College of Education, Bharatpur, Rajasthan presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "process of obtaining NOC was started in time. We applied for NOC to Commissnor College Education, Govt. of Rajasthan as per their original rules and procedure by Govt. has taken unlimited time to decide. Issuing of NOC was delayed by the M.S.M. Braj University, Bharatpur, Rajasthan".

AND WHEREAS Appeal Committee noted that impugned order dated 26.09.2016 is on the ground that appellant institution has not submitted reply to the Show Cause Notice (SCN) dated 14.12.2015 within stipulated time of 30 days. Appellant during the course of appeal presentation stated that reply to the Show Cause Notice along with NOC dated 27.05.2016 issued by affiliating University was received in the office of NRC on 13.06.2016.

AND WHEREAS Appeal Committee noted that even if the statement of appellant is accepted as correct, the NOC dated 27.05.2016 issued by affiliating University is delayed, as NOC as per clause 5(3) of the NCTE Regulations is required to be submitted with other essential documents by applicant along with

printout of the application form. The last date for submitting printout of the application for academic year 2016-17 was 15.07.2015.

AND WHEREAS Appeal Committee noting that appellant had failed to submit reply to SCN dated 14.012.2015 within stipulated time and the NOC issued by affiliating University was much after the cut-off date for submitting printout of applications, decided to confirm the impugned order dated 26.09.2016 issued by NRC Jaipur.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Maa Kasturba Gandhi Mahila College of Education, Plot No. 101 Old Industrial Aria Street Number MTR Jagro Vill. – Bharatpur Post – Bharatpur, Distt. – Sharatpur, Rajasthan – 321001.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

F.No.89-809/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of India International College of Education, Dabra, Gwalior, Madhya Pradesh dated 08/12/2016 is against the Order No. WRC/APW05585/222288/259th/{M.P.}/2016/173992 dated 27/09/2016 of the Western Regional Committee, withdrawing recognition for conducting D.Ed. Course on the grounds that "...Show Cause Notice was issued to the institution on 15/06/2016. Till date no reply has been received. Hence, Recognition is withdrawn under Section 17 of the NCTE Act, from the end of the academic session next following the date of withdrawal. No new admissions will be permitted from the session 2017-18."

AND WHEREAS Shri. Shankar Agarwal, Director and Shri. K.K. Agarwal, Deputy Director, India International College of Education, Dabra, Gwalior, Madhya Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "no inspection was made by the MP Lokayukta. The appellant has approved staff list and building. College is running properly. The appellant has sent the approved staff list by courier on 27/07/2016. Despite that the impugned order has been passed without giving opportunity of hearing hence the impugned order is unsustainable."

AND WHEREAS Appeal Committee noted that District Collector Gwalior conducted inspection of 39 teacher education institutions which was alleged to be not having proper faculty and infrastructure. Based on the finding of Collector's report, a Show Cause Notice (SCN) dated 15.06.2016 was issued to appellant institution to submit latest approved list of staff. The SCN addressed to the institution at following address was returned by postal authorities as undelivered:

Address : India International College of Education Plot no. 606, Village Dabra, Gwalior, Madhya Pardesh.

AND WHEREAS appellant during the course of appeal presentation stated that reply to SCN was submitted vide letter dated 27.07.2016. As a proof of having submitted reply, the appellant submitted copy of a Courier Receipt dated 27.07.2016 and a track report. The reply stated to have been submitted by appellant is not found available on the relevant file.

AND WHEREAS Appeal Committee noted that report of Collector, Gwalior make a mention that 'there is no building', 'there is no staff' and the college was not operative. This may be the reason that SCN dated 15.06.2016 was returned undelivered by the postal authorities. However, taking into consideration the statement of appellant made during appeal hearing, Appeal Committee decided to remand back the case to WRC for consideration of the reply dated 27.07.2016 stated to have been sent by the appellant to the WRC Bhopal. Appellant is required to submit copy of its earlier reply dated 27.07.2016 to WRC within 15 days of the issue of Appeal Order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC Bhopal for considering the reply dated 27.07.2016 submitted by appellant in response to SCN dated 15.06.2016. Appellant is required to submit a copy of its earlier reply dated 27.07.2016 to WRC within 15 days of the issue of appeal order.

NOW THEREFORE, the Council hereby remands back the case of India International College of Education, Dabra, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, India International College of Education, Brijpur Road, Arroo Tiraha, Dabra, Gwalior, Madhya Pradesh – 475110.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-810/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Department of Physical Education, Khanpur Kalan, Sonepat, Haryana dated 13/12/2016 is against the Order No. NRC/NCTE/NRCAPP-11408/257st (Part-3) Meeting/2016/160432 dated 14/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "the reply dt. 21/07/2016 submitted by the institution with regard to NRC's show cause notice dt. 21/06/2016 has been considered and it is observed that the institution has not submitted the required documents mentioned in show cause notice."

AND WHEREAS Prof. Santosh Sharma, Chairperson and Prof. Kavita Chakravarty, Registrar, Department of Physical Education, Khanpur Kalan, Sonepat, Haryana presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the documents were submitted by hand and mailed on July 21, 2016 vide diary number 149114. The required documents are hereby again enclosed for kind consideration. The inspection team visited the University on 21/01/2016 but the University authorities requested the Northern Regional Committee to postpone the visit due to some administrative and financial reasons."

AND WHEREAS Appeal Committee noted that appellant is a state funded university and after inspections a Show Cause Notice (SCN) dated 21.06.2016 was issued asking the appellant institution to submit:

i. Photographs of infrastructural facilities developed for B.P.Ed.
ii. Documents regarding total land for B.P.Ed.
iii. Evidence in respect of facilities created by Registrar as informed vide letter dated 30.03.2016.

AND WHEREAS Appeal Committee noted that appellant institution submitted reply dated 20.07.2016 to the SCN. It appears to Appeal Committee that some of the enclosures which were stated to have been enclosed with the above letter were either misplaced during transition or in the office of NRC. The appellant during appeal presentation submitted another copy of land documents and CD containing videography of infrastructural details.

AND WHEREAS Appeal Committee decided to remand back the case to NRC for giving the appellant another chance to make available the documents required as per SCN dated 21.06.2016. Appellant is also required to submit another set of CD and required documents to NRC within 15 days of the issue of Appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC to give appellant another chance to make available the documents required as per SCN dated 21.06.2016. Appellant is also required to submit another set of CD and required documents to NRC within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Department of Physical Education, Khanpur Kalan, Sonepat, 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, Sonepat, Haryana – 131305.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh

F.No.89-812/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Shri Vinayak College of Education, Thanagazi, Alwar, Rajasthan dated 13/12/2016 is against the Order No. NRC/NCTE/NRCAPP-15345/257th (Part-3) Meeting/2016/160276 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 Shri. Vinod Kumar, Director and Shri. Bhawani Shankar Sharma, Manager, Shri Vinayak College of Education, Thanagazi, Alwar, Rajasthan presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the state government issued order dated 21.12.2015 directing University to issue NOC. The affiliating University was thereafter, requested on 06.01.2016 to issue NOC".

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 07.12.2015 was issued to appellant institution on ground of 'Failure to submit NOC of the affiliating body with the hard copy of application.' As per clause 5(3) of the NCTE Regulations, 2014 NOC issued by affiliating body is required to be submitted along with printout of the application. Last date for submitting hard copy of the application in the above case was 15.07.2015.

AND WHEREAS Appeal Committee noted that appellant institution submitted a reply to SCN which is seen acknowledged in the office of NRC on 30.03.2016 (Dy. no. 136892). However, the above reply was neither within stipulated time nor was the NOC found to have been issued before the last date for receipt of hard copy of

the application. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 14.10.2016 issued by NRC Jaipur.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Manager/Secretary, Shri Vinayak College of Education, Khasra No. 364, 380, (3300 sqm.), Shri Vinayak Shiksha Samiti, Shri Vinayak College, Thanagazi, Alwar, Rajasthan – 301022.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

F.No.89-813/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Nandini College of Education, Raichur District, Karnataka dated 07/12/2016 is against the Order No. SRO/NCTE/APSO1703/B.Ed/KA/2016-17/88059 dated 19/09/2016 of the Southern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the shifting condition was imposed in 2004. They have had plenty of time to shift. They have brazenly violated. Even the shifting was proposed with reference to another leased land. Their request for more time cannot be considered. Reject their application. Ask them not to admit any more students inform the University. Withdraw recognition w.e.f. 2016-17."

AND WHEREAS Dr. Mahalinga, Managing Trust, Nandini College of Education, Raichur District, Karnataka presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the premises on registered lease for a long period up to 2028 (30 yrs.). CAC, Bangalore has included our college in the Govt. quota for the academic year 2016-17. Within 5 years we will complete the building construction and shift the college to said own premises. Respondent should have not withdrawn the recognition for the academic year 2016-17 vide order dated: 19/09/2016."

AND WHEREAS Appeal Committee noted that appellant institution was granted recognition for conducting B.Ed. programme in year 2004 with a condition that 'the institution shall shift to in its own premises/ building within 3 years from the date of recognition. Two Show Cause Notices (SCN) dated 09.06.2009 and 02.06.2016 were issued to appellant institution seeking written representation for not shifting the institution to its own premises (land and building). The appellant institution in reply to 2nd Show Cause Notice requested SRC vide its letter dated 25.06.2016 to allow some more time for shifting. SRC rejected the request made by the appellant

institution and issued impugned order dated 19.09.2016 withdrawing recognition with effect from 2016-17.

AND WHEREAS Appeal Committee observed that appellant institution was required to shift the premises to land and building of its own within 3 years from November, 2004. Even as on the date of appeal, the appellant could not assure compliance of the condition to shift the premises. Appeal Committee, therefore, decided to confirm the withdrawal order dated 19.09.2016. The impugned order dated 19.09.2016 shall, however, be modified to the extent that the order withdrawing recognition shall come into force only with effect from the end of academic session next following the date of communication of such order (proviso to section 17(1) of the NCTE Act, 1993). The case is remanded back to SRC Bangalore for modifying the withdrawal order dated 19.09.2016 accordingly.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the SRC was justified in withdrawing recognition. The impugned withdrawal order dated 19.9.2016 however, shall be modified to come into force with effect from the end of academic session next following the date of communication of such order.

NOW THEREFORE, the Council hereby remands back the case of Nandini College of Education, Raichur District, Karnataka to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Managing Trustee, Nandini B.Ed. College, Rampur Village, Raichur District – 584101, Karnataka.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bengaluru.

F.No.89-814/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Bhagwan Parshuram College of Education, Nara, Panipat, Haryana dated 15/12/2016 is against the Order No. NRC/NCTE/NRCAPP-13112/257st (Part-3) Meeting/2016/160448 dated 14/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. / M.Ed. Course on the grounds that "Govt. of Haryana vide its letter dt. 12/04/2016 has requested the NRC, NCTE not to entertain the applications of Societies / Trusts seeking recognition for 4 year integrated course B.A. B.Ed. / B.Sc. B.Ed. and opening of new B.Ed. colleges in the State henceforth and during the years 2016-17 and 2017-18."

AND WHEREAS Sh. Dinesh Kumar, President, Bhagwan Parshuram College of Education, Nara, Panipat, Haryana presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "your appellant has applied online for grant of recognition of 4 years integrated course to NRC, NCTE, Jaipur on 17/06/2015. Your appellant had submitted the application to NRC, NCTE alongwith the NOC from Kurukshetra University, Kurukshetra vide letter No. 11790 dated 27/05/2015 for the 4 years integrated course as per clause 5(3) of the NCTE Regulations, 2014 notified on 01/12/2014 in the Gazette of India. The NRC sent our application to the State Govt. of Haryana for recommendation vide letter dated 21st October 2015, followed by reminders, as stipulated in the NCTE Regulations. As no reply was received from the State Govt. of Haryana, the NRC went ahead with causing inspection of our institution for B.A. B.Ed. / B.Sc. B.Ed., which was conducted in the month of February, 2016. While considering the repot of our institution, the NRC in its 250th meeting held on 24th Feb. 2016 decided to issue show cause notice to our institution on the ground that ours is not a composite institution, which was replied to immediately vide letter dated 22nd March 2016 (copy attached). To our utter surprise the NRC in its 252nd meeting decided to issue show cause notice to our institution on the ground that govt. of

Haryana vide letter dated 12/04/2016 had requested not to entertain any application for B.A. B.Ed. / B.Sc. B.Ed. course(s), which was also replied to vide letter dated 18/07/2016 (copy enclosed). The NRC in its 257th meeting decided to refuse recognition to our application on the ground that the State Govt. of Haryana vide letter dated 12/04/2016 had requested not to entertain any application for B.A. B.Ed. / B.Sc. B.Ed. course(s). Sir, our society had submitted an application to NRC, NCTE on the basis of Public Notice issued by NCTE calling for applications for the academic session 2016-17 (copy enclosed). In the Public Notice, the NCTE itself had stated that the decision to call for applications has been taken on the basis of Demand and Supply study of NCTE and after due consultation with the State Govt. If the Govt. of Haryana does not want the applications for 4 years integrated to be considered, the same should have been reflected in the Public Notice, which was issued by NCTE. Sir, you will appreciate that the clause 7(5) and 7(6) of the NCTE Regulations, 2014 provides that the Regional Committee will send the file of the institution to State Govt. for comments and the State Government will have to provide their comments within the time frame specified in the NCTE Regulations. Our application was also forwarded to the State Govt. for comments and the State Govt. kept sitting on our application and never applied to NCTE within the time frame as stipulated in the NCTE Regulations. As per clause 7(6) of the NCTE Regulations, it is clear that in case no reply is received from the State Govt. within the aforesaid period the Regional Committee shall process and decide the case on merits and placing the application before the Regional Committee shall not be deferred on account of non-receipt of comments or recommendation of the State Govt. As per clause 7(7) of the NCTE Regulations, it is clear that after consideration of the recommendation of the State Govt. or on its own merits, the Regional Committee concerned shall decide that institution shall be inspected by a team of experts called visiting team with a view to assess the level of preparedness of the institution to commerce the course. Due to non-receipt of the reply from the State Govt., the NRC considered our case on merit and decided to cause inspection of our institution. Once the NRC had considered the case on merits and decided inspection of our institution, the decision of NRC to refuse our application the ground of negative recommendation of State Govt. is not proper when inspection of our institution has been conducted."

AND WHEREAS the Appeal Committee noted that before issuing impugned refusal order dated 14.10.2016, two show cause notices (SCNs) dated 25.2.2016 and 21.6.2016 were issued to appellant institution. The first SCN dated 25.2.2016 was on the ground that appellant institution was not offering under graduate or post graduate programme of study in the field of liberal arts, or humanity or social sciences. The second show cause notice dated 21.6.2016 was on the ground that the Higher Education Department, Govt. of Haryana has requested the NRC, NCTE not to entertain applications seeking recognition for 4 year integrated course BA, B.Ed./B.Sc. B.Ed.. The impugned refusal order dated 14.10.2016 is obliviously issued by NRC taking into account grounds, on which second SCN dated 21.6.2016 was issued.

AND WHEREAS the Appeal Committee noted that appeal made by appellant is based on his statement, that recommendations of the State Government were received very late and prior to the receipt of these negative recommendations, the case for grant of recognition was processed after conducting of inspection as prescribed in Para 7(6) of the NCTE Regulations.

AND WHEREAS the Appeal Committee noted that appellant institution is conducting B.Ed. and D.El.Ed. programmes and for the purpose of applying for any other teacher education programme, it can be termed as a "Composite Institution" as defined in clause 2(b) of the NCTE Regulation, 2014. However, para 1.1 of appendix 13 of the Norms and Standards clearly mentions that aim of B.A. B.Ed./B.Sc.B.Ed programme is to integrate general studies with professional studies. With the above aim in view, the programme can be offered in such institutions which have programme of general studies i.e. degree course in Arts and Science. NCTE, Hqrs., had issued clarificatory letter to Regional Committees in this regard on 7.4.2016 and 10.2.2017. The clarifications for treating an institution composite for the purpose of eligibility for 4 year integrated programme of B.A. B.Ed./ B.Sc. B.Ed. are not in tune with each other. The clarification issued on 7.4.2016 states that "it is not necessary that an institution already offering a graduate B.A./B.Sc. programme is only entitled to apply for a 4 year integrated B.Sc./B.A.-B.Ed. programme. The application for a 4 year integrated programme of an institution can be processed, if it has simultaneously applied to the affiliating body,

for a graduated programme. However, recognition order by NCTE in such a case will be issued by NCTE only when the institution submit affiliation/ recognition of its proposed graduate B.A./B.Sc. programme by the University. A stipulation to this effect shall need to be incorporated while issuing LOI under sction 7(13) of the NCTE Regulations, 2014."

AND WHEREAS Appeal Committee after analysing both the clarifications furnished by NCTE(HQ) to its Regional Committee resolve that clarification furnished by NCTE vide its letter dated 10.02.2017 is not in tune with the spirit of the Norms and Standards (para 1.1) of Appendix 13 and clarifications issued vide para 1(i) of the NCTE letter dated 07.04.2016 were more near to achieving the objective of the programme.

AND WHEREAS as done in some previous cases, Appeal Committee, decided to confirm the impugned refusal order dated 18.10.2016 issued by NRC Jaipur. Appeal Committee incidentally noticed that appellant institution in this particular case submitted NOC dated 03.03.2016 issued by Maharaja Ganga Singh University. As per clause 5(3) of the NCTE Regulation, 2014, NOC issued by affiliating body should have been submitted along with printout of the applications which in other words mean that NOC issued by affiliating body should be of a date prior to the last date for receipt of applications for a particular academic year.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advance during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 18.10.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The President, Bhagwan Parshuram College of Education, 59/5, Ownership, Panipat, Haryana – 132113.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building; Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

F.No.89-815/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Satyapal Singh Yadav Mahavidyalaya, Harsipur, Shahjahanpur, Uttar Pradesh dated 09/12/2016 is against the Order No. NRC/NCTE/NRCAPP-13450/256th Meeting/2016/157215 dated 12/09/2016 of the Northern Regional Committee, refusing recognition for conducting B.P.Ed. Course on the grounds that "the institution has not submitted the reply of show cause notice issued on 04/07/2016 till date."

AND WHEREAS Shri. P.K. Sharma, Administrative officer, Satyapal Singh Yadav Mahavidyalaya, Harsipur, Shahjahanpur, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "we have submitted reply 11/07/2016."

AND WHEREAS Appeal Committee noted that a decision was taken in 253rd meeting of NRC held from 30.05.2016 to 03.06.2016 to issue a Show Cause Notice (SCN) to appellant institution on grounds of non-submission of building plan, non-encumbrance certificate and inadequacy of land for conducting B.P.Ed. course. Noting the decision of Regional Committee to issue SCN, the appellant submitted reply to the SCN on 27.06.2016 i.e. even before the actual SCN was issued. The reply dated 27.06.2016 is found placed on the relevant regulatory file (Dy. No. 148411 dated 11.07.2016).

AND WHEREAS Appeal Committee, therefore, decided that impugned refusal order dated 02.09.2016 which says that reply to Show Cause Notice was not submitted by the institution is unfounded, incorrect and not sustainable. The refusal order dated 02.09.2016 is set aside and matter is remanded back the NRC for further processing of the application.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC Jaipur for further processing of application.

NOW THEREFORE, the Council hereby remands back the case of Satyapal Singh Yadav Mahavidyalaya, Harsipur, Shahjahanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Satyapal Singh Yadav Mahavidyalaya, Plot No. 150, 151, 152, Village – Harsipur, Tehsil – Jalalabad Distt. – Shahjahanpur, Uttar Pradesh – 242001.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-816/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Satyanand Uchcha Shiksha Sansthan, Lucknow Uttar Pradesh dated 29/11/2016 is against the Order No. NRC/NCTE/NRCAPP-13463/258th Meeting/2016/160874 dated 18/10/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "Reply dated 12/08/2016 submitted by the institution in response to the show cause notice issued on 15/07/2016, the institution has not submitted the list of faculty for B.Ed. approved by the affiliating body and other essential documents."

AND WHEREAS Shri. Satyabhama Pandey, Chairperson and Shri. Anshuman Pandey, Secretary, Satyanand Uchcha Shiksha Sansthan, Lucknow Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "LOI was issued on 20th January 2016 but our institute received it on 01/03/2016. Our institute immediately applied for the approval of Principal and lecturers to the University of Lucknow on 04/03/2016. Lucknow University replied on 15/03/2016 conducting the institute about the fee to be paid for selection procedure. As per the norms of LU the institute had submitted prerequisite fee for the formation of the committee of subject experts to selection the Principal and Lecturers on time. Affiliating University caused excessive delay therefore institute had sent several reminders to LU and also informed the RD, NRC, NCTE of the same. Finally, the affiliating University formed the Committee for the selection of Principal on 07/10/2016 and for lecturers on 07/09/2016. While the institute was preparing for selection, NRC, NCTE refused the recognition on 18/10/2016."

AND WHEREAS Appeal Committee noted that a combined letter of intent dated 01.03.2016 was issued and the name of appellant institution appeared at serial no. 21 thereof. The appellant institution was required to comply with the terms and conditions laid down in the LOI within a period of 60 days. Appeal Committee further noted that Show Cause Notice (SCN) dated 15.07.2016 was issued to appellant institution for non-submission of reply to LOI. Appellant institution submitted a letter which was received in the office of NRC on 12.08.2016 there by informing that the University of Lucknow has delayed the process of nominating experts on the selection panel and the institution needs extension of time to process the formalities. The request made by appellant institution was not agreed to by NRC and impugned refusal order dated 18.10.2016 was issued.

AND WHEREAS appellant during the course of appeal presentation submitted copies of various communications sent by them to the affiliating university. The process was further stalled by the Lucknow University when impugned refusal order was issued and by which time subject experts were already nominated for the selection panel. Appellant requested that impugned refusal order dated 18.10.2016 may be kept in abeyance for the time being and appellant may be granted 2 months' time to complete such formalities as were required under the LOI. Appeal Committee, noting that such request for extension of time was made by appellant in reply to SCN also, decided to keep the impugned refusal order dated 18.10.2016 in abeyance and grant appellant two months' time from the date of issue of Appeal order to comply with the terms and conditions of LOI. NRC Jaipur should consider the compliance to LOI if reported by appellant within 2 months of the issue of Appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for considering the compliance report to be submitted by appellant institution within 2 months of the issue of Appeal orders. The impugned refusal order dated 18.10.2016 is kept in abeyance till NRC take a fresh decision in the case.

NOW THEREFORE, the Council hereby remands back the case of Satyanand Uchcha Shiksha Sansthan, Lucknow Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Satyanand Uchcha Shiksha Sansthan, 1139, 1140, Registered, Neeva, Lucknow, Uttar Pradesh – 227101.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

17

F.No.89-817/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal dated 08/12/2016 is against the Order No. ER/7-ER-225.8.2/ERCAPP3503/B.Ed./2016/50326 dated 07/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "a. SCN was issued on 22/07/2016 on the following grounds: (i) Inspection letter to the institution was issued on 08/02/2016. (ii) Inspection not conducted. (iii) The VT experts namely Dr. P.K. Mohanty vide letter dated 19/04/2016 has informed that he along with Dr. M. Zakaria could not visit to the institution as the institution's building is not completed as told by Secretary/President of the managing body. b. In response to SCN, the institution submitted its reply dated 02/08/2016 informing that the institution building is now completed and requested for early inspection. The ERC considered the representation of the institution and found as under:- (i) The VT letter was issued on 08/02/2016 and as per VT experts letter dated 19/04/2016, building was not completed at that time. As per NCTE Regulations, 2014 inspection is not conducted as per willingness of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3503 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri. Syad Sha Elerarnl Islam, Chairperson and Shri. Syed Shaedrarul Islam, Representative, Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "inspection not conducted is true. VT experts say that institution building is not completed is unfounded and imaginary as per Building Completion Certificate issued by Govt. Engineer and approved by Competent Authority. Both VT Experts never came to the campus or send any email/SMS information relating physical inspection. In

accordance with inspection letter of institution under Section 15 the VT experts namely Dr. P.K. Mohanty along with Dr. M. Zakaria made false representation dated 19/04/2016 to ERC, NCTE relating our preparedness. It is clearly mentioned in the inspection letter that inspection shall be caused on any day within 20 days from the date of issue of the letter i.e. 08/02/2016. It is surprize. ERC did not consider for conducting inspection for recognition of new composite institution on basis of the Building Completion Certificate issued by Govt. Engineer and approved by competent authority. ERC did not mark any deficiency in our application relating land area, infrastructure and other documents submitted by institution as per NCTE norms 2014. Building Completion Certificate is an appropriate documentary evidence to say that our institution building was completed on 28/01/2016."

AND WHEREAS Appeal Committee noted that ERC Bhubaneshwar in its letter dated 08.02.2016 informed the appellant institution that inspection of the institution will be caused within 20 days from the date of communication. For the purpose a Visiting Team consisting of Dr. R. K. Mohanty and Dr. M. Zakania was also constituted vide another letter dated 08.02.2016.

AND WHEREAS Appeal Committee further noted that ERC in its 217th Meeting held on 29th & 30th June, 2016 decided to issue a Show Cause Notice based on a letter dated 19.04.2016 written by VT member informing that building is not completed. There is no inspection Report filled up by VT members available on or with the file. The appellant has denied having welcomed any Visiting Team during the period of report. It was incumbent for the Visiting Team to have recorded their formal observations in the Inspection Performa along with the date of their visit to the institution. The appellant in support of its claim has submitted a copy of Building completion certificate (BCC) dated 29.01.2016. There is no evidence of inspection having been physically conducted by the inspection Team. Appeal Committee therefore, decided that a Visiting Team be appointed and inspection of appellant institution be conducted.

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

remanded to ERC for conducting inspection of the Institution and taking further action accordingly.

NOW THEREFORE, the Council hereby remands back the case of Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairperson, Mazidia Academy, Plot No.14, Street No. PWD Road, Village – Basubati, PO – Basubati, Tehsil/Taluka – Singur, Town/City – Singur, Distt. – Hooghly, West Bengal – 712409.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-818/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Urmila Gramin Shikshan Sansthan, Katsarai, Faizabad, Uttar Pradesh dated 13/12/2016 is against the minutes/Order No. NRC/NCTE/NRCAPP-11300/259th Meeting/2016/166157 dated 02.02.2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "in the reply of show cause notice submitted by the institution dated 07/09/2016, no proof/evidence of composite institution has been submitted. The institution has submitted only NOC from the concerned University which is not an affiliating letter."

AND WHEREAS Shri. Sanjay Srivastava, Registrar, Urmila Gramin Shikshan Sansthan, Katsarai, Faizabad, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "institution is composite with B.Ed. programme NRCAPP-14367, which is pending for affiliation from NCTE. So, copy of NOC has been attached for composite proof."

AND WHEREAS Appeal Committee noted that Urmila Gramin Shikshan Sansthan submitted online application dated 29.05.2015 seeking recognition for conducting D.El.Ed. programme. The applicant did not furnish any information about other ongoing programmes or any other teacher education programme applied for by the institution. Show Cause Notice (SCN) dated 11.08.2016 was issued seeking evidence of conducting other programmes for it being a composite institution as per requirement of clause 2(b) of NCTE Regulations, 2014. The appellant in reply submitted copy of a letter dated 29.02.2016 issued by Dr. Ram Manohar Lohia Avdh university granting no objection to the institution for conducting B.A./B.Com./B.Sc./B.Ed. courses. NRC in its 259th meeting held from 18 to 20th October 2016 considered that this NOC cannot be equated with affiliation or

recognition and the institution does not fulfil the requirement of clause 2(b) of the Regulation. Appeal Committee is also of the opinion that composite status of the institution is achieved only when it applies for more than one teacher education or is already conducting programmes mentioned in clause (b) of the Regulations, 2014. The appellant institution could not establish its claim of being a composite institution before Appeal Committee. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 02.02.2017.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Urmila Gramin Shikshan Sansthan, 208, Sale Deed, 208, Katsarai, Faizabad, Uttar Pradesh – 224001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-820/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of JM College of Education, Sheopur, Madhya Pradesh dated 20/12/2016 is against the Order No. WRC/APP15688/222/263rd/MP/2016/176327 dated 30.11.2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "AND WHEREAS, reply received from the institution was placed in the 263rd WRC meeting held on November 25-27, 2016 and the Committee observed that "...The land required under NCTE Regulations, 2014 for running two units of the existing B.Ed. course, one unit of the existing D.El.Ed. course and proposed one additional unit of D.El.Ed. course is 3500 sq. mts. from the documents it is seen that the institution has only 2610 sq. mts. of land. Hence, recognition is refused."

AND WHEREAS Shri. Narendra Kumar Jaga, Principal, JM College of Education, Sheopur, Madhya Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "Institution has ownership through registered land documents. The two pieces of land measuring 0.2061 Hec. Each, total measuring 0.522 Hec. which is sufficient for B.Ed. (2 Units) and D.El.Ed. (2 unit). All necessary evidence was submitted to ERC in response to SCN."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 30.11.2016 is only on the ground that the requirement of land area for the existing B.Ed. (2 Units), D.El.Ed. (One Unit) and proposed D.El.Ed. (One Unit) is 3500 Sq. meters whereas the appellant institution has only 2610 Sq. meters. Appeal Committee observed that this was one of the points raised in the Show Cause Notice dated 24.10.2016. Appeal Committee also noted that in reply to the SCN the appellant institution submitted copies of 2 registered sale deeds. Incidentally both pieces of land measure 0.261 Hec and are located at survey no. 449. Appellant also

clarified the point relating to diversion of land. The Visiting Team conducted inspection of the institution on 01.05.2016 and in its overall observations stated that land area is 5227 Sq. Meters and built up area of 4048 Sq. Meters exists. Appeal Committee also noted copies of land deeds registered in year 2011 and 2015 were submitted by appellant institution at the time of submitting application and prima facie there does not-appear to have any doubt about the ownership of land. Appeal Committee, therefore, decided to remand back the case to WRC for revisiting the case taking into account the land documents (2 sale deeds) submitted by appellant in reply to SCN.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC for revisiting the land documents submitted by appellant institution in response to SCN.

NOW THEREFORE, the Council hereby remands back the case of JM College of Education, Sheopur, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, J M College of Education, 449, Self, Jaida, Sheopur, Madhya Pradesh – 476337.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

200

F.No.89-822/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Rohitash Institute of Elementary Education, Ateli Mandi, Mahendragarh, Haryana dated 12/12/2016 is against the Order No. NRC/NCTE/NRCAPP-5834/258st Meeting/2016/161192 dated 20/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the non-encumbrance certificate has not been issued by the Competent Authority. The institution has not submitted the certified copies of the registered land documents. The building plan submitted does not show the total built-up area, Khasra No. of the land and total land area etc."

AND WHEREAS Shri. R.S. Yadav, Chairman and Shir. Hukam Singh, Administrative Officer, Rohitash Institute of Elementary Education, Ateli Mandi, Mahendragarh, Haryana presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the requisite certificate issued by Competent Authority is submitted. The registered land documents were submitted earlier and now again is submitted. The building plan showing total built-up area, khasra no. and total land area etc. is obtained and is submitted. The requisite appeal fee D.D. bearing serial No. 451338 dt. 09/12/2016 issued by Canara Bank Atel of Rs. 25,000/- (Rupees twenty-five thousand only) in original is also being submitted with the application".

AND WHEREAS Appeal Committee noted that consequent upon issue of the Appeal order dated 04.08.2016 and the appellant institution being asked to submit documents as mentioned in the SCN dated 21.08.2015, the appellant institution submitted two letter dated 15.09.2016 and 20.09.2016 to NRC Jaipur. Appeal Committee noted that appellant institution submitted copy of NOC and affiliation letter issued by Director General, Higher Education, Haryana and Maharishi Dayanand University, Rohtak affiliating degree college in the name of Rohitash

Degree college, Atehi Mandi, Mohidergarh. As such the deficiency relating to composite status of the appellant institution is settled. As the application for D.El.Ed. programme was made by appellant in the year 2012, there is no way that appellant institution could have submitted NOC from affiliating body as this condition was imposed under NCTE Regulations, 2014.

AND WHEREAS Appeal Committee further noted that appellant in its reply dated 15.09.2016 and 20.09.2016 has not complied with all the points raised in the SCN dated 21.08.2015. None of the replies stated above contain valid and acceptable (1) change of land use certificate (ii) copy of land documents issued by registering authority (iii) Non-Encumbrance Certificate. The certificate dated 23.04.2008 issued by Sr. Town, Planner (STP) Gurgaon is conditional and subject to the applicants seeking permission for CLU as per rules; Non-Encumbrance certificate is not issued by competent authority and rather it is a self-declaration; affidavit is just a copy; the Sr. Town Planner, Gurgaon had certified vide its letter dated 2304.2008 that the concerned area falls in Urban area. Building plan indicating full address of the property with total land area and proposed built up area or already existing built up area was required to be submitted.

AND WHEREAS Appeal Committee noted that appellant institution has twice appeared before the Appeal Committee where he was directed to submit clarification and documentary evidence on each point of the repeated show cause notices. Appellant institution has not been able to submit (i) building plan containing necessary details (ii) Non-Encumbrance Certificate (iii) CLU (iv) copy of documents issued by registering authority. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 20.10.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Rohitash Institute of Elementary Education, 40/17, Gift Deed, 00, Khod, Ateli Mandi, Mahendragarh, Haryana – 123021.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

F.No.89-823/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of SMS Teachers Training School, Jhalawar, Rajasthan dated 10/12/2016 is against the Order No. NRC/NCTE/NRCAPP-15140/257th (Part-3)/Meeting/2016/160293 dated 14/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 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 Dr. Neeraj Agarwal, Director SMS Teachers Training School, Jhalawar, Rajasthan presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "as per the letter No. PA 15(1) Shiksha-1/Prashi/2006, Part-1 (dated 15/04/2015) issued from Government of Rajasthan and letter No. Shivira-Prara/Shi.Pra./4485/Niji BSTC/B-K/16 (dated 02/07/2016) issued from the Directorate, Elementary Education, Rajasthan, Bikaner, both the letters referring to Member Secretary, NCTE, New Delhi mentioning grant of NOC to the private organizations of twelve District of Rajasthan including our District (Jhalawar) for starting new D.El.Ed. Programme. We did not receive the NCTE, Jaipur letter asking for NOC".

AND WHEREAS Appeal Committee noted that impugned refusal order dated 14.10.2016 is on the ground that Institution did not submit reply to Show Cause Notice (SCN) within stipulated time of 30 days. The SCN was on ground of failure to submit NOC of the affiliating body with hard copy of the application. Appellant during the course of appeal presentation denied having received any SCN.

AND WHEREAS Appeal Committee further noted that clause 5(3) of NCTE Regulation, 2014 mention that application shall be submitted along with required documents such as 'No Objection Certifies' issued by concerned affiliating body.

AND WHEREAS appellant during the course of appeal presentation submitted copy of a letter dated 15.04.2015 written by Primary Education Deptt. Govt. of Rajasthan addressed to Member Secretary, NCTE, New Delhi. The State Govt. of Rajasthan conveyed its decision to give a common NOC for D.El.Ed. programme for institutions located in following districts.

i)	Bhilwera	ii)	Swai Mdhopur	iii)	Dausa
iv)	Jaislemer	v)	Pali	vi)	Sirohi
vii)	Baran	viii)	Jhalawad	ix)	Banswada
x)	Chittorgarh	xi)	Dungarpur	xii)	Partapgarh

It is not known whether NCTE (HQ) had apprised NRC Jaipur of the decision taken by State Govt. of Rajasthan to grant NOC enblock to the applicant institutions located in above 12 districts. But keeping in view that affiliating body had made a decision well in advance to grant NOC, applicants located in the twelve districts listed above are deemed to have obtained the NOC of affiliating body rendering any SCN on this account to be infructuous. Appeal Committee, decided to remand back the case to NRC for further processing of the application. Copy of the letter dated 15.04.2015 and 02.05.2016 of the State Govt. of Rajasthan may also be sent to NRC for reference purpose.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of SMS Teachers Training School, Jhalawar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Appellant, SMS Teachers Training School, A-19, Krishna Rama, New Master Colony, Jhalawar, Rajasthan – 326001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

F.No.89-824/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Boinchee College of Education, Boincheegram, Hooghly, West Bengal dated 10/11/2016 is against the Order No. ERC/214.8.42/ERCAPP3792/D.El.Ed/2016/47902 dated 09/07/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Add.) Course on the grounds that "a. Show Cause Notice was issued on 10/02/2016 on the following grounds: (i) Building plan indicating the total land area and total built up area not submitted. The institution is required to submit a blue print of building plan indicating plot No., total land area, total built up area etc. & duly approved by any Govt. Engineer. b. The institution submitted its reply dated 22/02/2016 without compliance of the show cause notice. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3792 of the institution regarding permission for D.El.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Shri. Munshi Faruk Hassan, Secretary, Trust, Boinchee College of Education, Boincheegram, Hooghly, West Bengal presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "now we submit a blue print of building plan including plot no., total land area, total build up area duly approved by Govt. Engineer."

AND WHEREAS Appeal Committee noted that applicant institution submitted application dated 29.06.2015 seeking recognition for conducting D.El.Ed. course. A Show Cause Notice (SCN) dated 10.02.2016 was issued to appellant institution seeking blue print of building plan indicating Plot number, total land area, total built up area approved by Government Engineer. The appellant in a reply dated 22.02.16

sought one month time and stated that building plan will be submitted within 31st March 2016.

AND WHEREAS ERC Bhubaneswar after waiting for nearly 3 months decided to refuse recognition on the ground that applicant did applicant did not submit compliance. It is further noted by Appeal Committee that neither did the applicant reply nor did he request ERC to grant further extension of time. Appeal Committee therefore, decided to confirm the refusal order dated 09.07.2016 notwithstanding the fact that building plan was submitted by the appellant after more than one year of the issue of SCN.

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

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

(Sanjay Awasthi)
Member Secretary

1. The President, Boinchee College of Education, 1094, Ownership, LR-337, 334, Boincheegram, Hooghly, West Bengal – 712135.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata

F.No.89-825/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Shailesh College, Badhanpur, Jalesar, Etah, Uttar Pradesh dated 08/12/2016 is against the Order No. NRC/NCTE/NRCAPP-14262/258th Meeting/2016/161011 dated 18/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the size of the multipurpose hall is only 1813.50 sq. feet which is less than the required size as per NCTE Norms. Total built-up area in the possession of the applicant institution is only 1470.51 sq. mts. Land documents have not been certified by the Competent Authority (Registrar/Sub-Registrar). Notarized copy of CLU has not been submitted. Building plan has not been approved by the Competent Authority. Non-encumbrance certificate has not been submitted."

AND WHEREAS Shri. Layak Singh Yadav, Secretary, Shailesh College, Badhanpur, Jalesar, Etah, Uttar Pradesh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that "the size of multipurpose hall is 185.93 sq. mts. (2000 sq. ft.) available at the time of inspection date 30/01/2016. Our building plan is as per norms, which is more than required area but in your rejection, order it has been wrongly mentioned 1813.50 sq. mts. Total built-up area in possession of the institution is 2200 sq. mts., which is more than 1500 sq. mts. The institution has already submitted certified land documents before you on 06/07/2015 & again submitted certified land documents by the competent authority. The order of CLU Notarized copy and attested khatoni with the order of SDO was submitted at the time of application dated 06/07/2015 and again submitting same documents. The appellant is submitting the certified copy of non-encumbrance certificate before NCTE, whilst these documents have already been submitted by application on dated 06/07/2015 & again submitting by appellant".

AND WHEREAS Appeal Committee noted that inspection of the appellant institution was conducted on 30.01.2016 by a Visiting Team comprising of Dr. B.P. Gaur and Dr. K. Poonam Joshi. A bear reading of the inspection report reveals that applicant institution proposed to conduct the D.El.Ed. programme in a structure reported to be deficient as follows:

i. Building under construction.
ii. Part of the building not white washed.
iii. Doors and windows not painted.
iv. 90% learning resources not available.
v. Purchase bills not produced by management
vi. Incomplete essential data and incomplete building completion certificate.
vii. Flooring under construction
viii. Non-demarcated land and built up area for D.El.Ed. proposed and existing degree programme.

The V.T. has mentioned the built up area as 1470.51 Sq. mts. at page 19, 20, and 21 of the V.T. report and finally observed at page 28 that institution is not ready to run D.El.Ed. programme. The B.C.C. enclosed with the report is an unsigned and incomplete document. Appeal Committee finds it surprising that a letter of intent under clause 7(13) and subsequently a formal order of recognition was issued to the institution even inspite of such negative observations made by the Visiting Team. The relevant regulatory file does not contain note portion showing processing of the case prior to Show Cause Notice (SCN) which was decided to be issued in 253rd Meeting of NRC.

AND WHEREAS Appeal Committee further observed that after issuing a corrigendum dated 21.06.2016 deleting the name of the appellant institution from the list of recognised institution, a show cause notice (SCN) was issued to appellant institution on following two grounds:

i. Multipurpose hall in only 1831.50 Sq. mts.
ii. Built up area of the institution in only 1470 Sq. mts. (Appeal Committee noted that unit of measurement at (i) above is wrongly mentioned as Sq. mts. whereas it should be Sq. feet.)

AND WHEREAS Appeal Committee noted that after considering the reply dated 28.07.2016 submitted by appellant institution, NRC issued impugned refusal order dated 18.10.2016 on six grounds which cannot be justified as refusal can be restricted to only such grounds for which the appellant was given a fair chance/ opportunity to submit written representation. Appeal Committee decided to remand back to NRC for reissuing of the SCN including all the points on which it is proposed to refuse recognition.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC for reissuing of the SCN including all the points on which it is proposed to refuse recognition.

NOW THEREFORE, the Council hereby remands back the case of Shailesh College, Badhanpur, Jalesar, Etah, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Shailesh College, 299/3, 299/4, 299/5, 300, Badhanpur, Jalesar, Etah, Uttar Pradesh – 207302.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

24

F.No.89-826/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Kanti Darshan Saikshanik and Computer Training Institute, Bhilai, Durg, Chhattisgarh dated 08/12/2016 is against the Order No. WRC/APP2830/M.Ed./263rd/C.G./2016/176845 dated 13.12.2016 of the Western Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that "Show cause notice was issued to the institution on 05/05/2016 regarding the size of the multipurpose hall, ill equipped Laboratory, and inadequacy of the total built up area. The institution has not satisfactorily replied to the points of the Show Cause Notice. Hence, Recognition is refused."

AND WHEREAS Shri. Ashutosh Kumar Jaiswal, Director, Kanti Darshan Saikshanik and Computer Training Institute, Bhilai, Durg, Chhattisgarh presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that institution was "Multipurpose Hall is fully equipped. Laboratory and total built up area of the college is as per the NCTE, Norms. College is already running B.Ed. and D.Ed. course successfully and NAAC has awarded the college, 'B' grade with 2.2 marks."

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.Ed. programme (2 units) and D.El.Ed. programme (one unit) and has sought recognition for M.Ed. programme. Inspection of the institution was conducted on 17.04.2016 and based on the observation made in the V.T. report a Show Cause Notice dated 05.05.2016 was issued to appellant institution on the following grounds:

i. Multipurpose hall in 1480 Sq. feet which is less than the required area.
ii. Labs are ill equipped.
iii. Building completion certificate for built up area of 5150 Sq. mts. not submitted.

AND WHEREAS Appeal Committee noted that the B.C.C. submitted by appellant institution is in respect of Block 'A' only for an area of 4347 Sq. feet. The plea of the appellant that the B.C.C. is issued only once is not acceptable as wherever there is an authorised addition/ alteration in built-up area, revised building completion certificate is to be issued. Moreover, the appellant has failed to submit any single B.C.C. for the entire built up area and the B.C.C. furnished is only for a part of the building.

AND WHEREAS Appeal Committee observed that in one of the photograph, multipurpose hall is seen being measured with the help of a, measuring tape. As such the observation made by V.T. that multipurpose hall in 1480 Sq. mts cannot be disputed. Although for M.Ed. programme, there is no specific requirement of labs, yet the deficiency reported has a bearing on the functioning of the institution already conducting B.Ed. and D.El.Ed. programme. Apart from the deficiencies brought to the notice of appellant by issue of SCN, the V.T. has also reported that library is not well equipped with professional research journals and good books for M.Ed. programme and accession register was also found to be incomplete.

AND WHEREAS appellant during the course of appeal presentation requested that another inspection of the institution be conducted but did not submit any documentary evidence such as revised B.C.C. or bills for purchase of additional books/ journals etc to require reconsideration of the case. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 13.012.2016 issued by WRC Bhopal.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Kanti Darshan Shaikshanik and Computer Training Institute, 24/2-3, Ownership, Kosa, Nagar, Bhilai, Durg, Chhattisgarh – 490020.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.

F.No.89-829/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Rosomoyee Vivekananda Topoban Pathagar D.El.Ed. College, Murshidabad, West Bengal dated 13/12/2016 is against the Order No. ER/7.ER-226.8.6/NCTE/ERCAPP 3462(D.El.Ed.)-Add/course/2016/50571 dated 23.12.2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "(i) The institution is recognized for B.Ed. programme in the name of "Rosomyee Vivekananda Topoban Pathagar" now the institution has applied D.El.Ed. programme in the name of "Rosomyee Vivekananda Topoban Pathagar D.El.Ed. College" i.e. in different name. The institution does not come under the category of composite institution. As per NCTE Regulation 2014 stand-alone institution is not permissible for granting recognition. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3462 of the institution regarding permission of D.El.Ed. Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Shri. N.K. Ghosh, President and Shri. D.P. Ghosh, Member, Society for, Rosomoyee Vivekananda Topoban Pathagar D.El.Ed. College, Murshidabad, West Bengal presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that the original name of the college is "Rosomoyee Vivekananda Topoban Pathagar". As the new application (ERCAPP3462) is made for D.El.Ed. programme in the composite building of the same college to indicate the D.El.Ed. programme the additional part (D.El.Ed. College) is used with the original name. it is an unwanted mistake from the part of the college authority. Both the "Rosomoyee Vivekananda Topoban Pathagar D.El.Ed. College" and Rosomoyee Vivekananda Topoban Pathagar are the same.

AND WHEREAS Appeal Committee noted that in reply to a Show Cause Notice (SCN) dated 21.07.2016, the appellant institution had submitted that B.Ed. programme of one unit is already running. The core name of the institution is 'Rosomoyee Vivekananda Topoban Pathagar' and the mention of the name of programme (D.El.Ed.) applied for does not make it standalone and moreover the society or trust applies for different programmes by adding name of the programme after the same core name should be taken leniently. Regional Committee shall however, ensure that managing society/ trust proposing to seek recognition by quoting similar nomenclature has common land and building to make the institution composite. Appeal Committee decided to remand back the case to ERC for further processing of the application.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Rosomoyee Vivekananda Topoban Pathagar D.El.Ed. College, Murshidabad, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Rosomoyee Vivekananda Topoban Pathagar Deled College, 780 & 1789, Viti, Palsanda More, Murshidabad, West Bengal – 742238.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-832/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Shri Bhawani Singh Mahavidyalaya, Tedi Baghiya, Agra, Uttar Pradesh dated 20/12/2016 is against the Order No. NRC/NCTE/NRCAPP-7131/222nd Meeting/75171 dated 11/03/2014 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "Show Cause Notice under clause 14/15 (3)(b) of NCTE Act, 1993 was issued to the following institutions on ground of non-submission of reply of deficiency letter. The time of 30 days was given to submit the reply of Show Cause Notice. Time of 30 days has expired but, the following institutions have not submitted the reply of Show Cause Notice. Therefore, NRC decided that the application be rejected under clause 14/15 (3)(b) of NCTE Act, 1993 on ground that the institution has not submitted reply of deficiency letter and Show Cause Notice issued by NRC to the institution and FDRs, if any submitted by the institution be returned to the institution."

AND WHEREAS Shri. Pushpendra Kumar Singh, Chairman and Shri. Shiv Kumar, Administrative, Shri Bhawani Singh Mahavidyalaya, Tedi Baghiya, Agra, Uttar Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "I have not received any letter from NCTE, Jaipur office. A few days back when I went to NCTE, Jaipur office to enquire about my file, than only I came to know that my file No. NRCAPP-7131 (D.El.Ed.) course has been rejected on the ground, for not submitting the deficiencies communicated to the institution. But, sir I have not received any letter. Sir, kindly consider the appeal and do the needful for me."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 30.12.2012 seeking recognition for D.El.Ed. programme. Appeal Committee noted that deficiency letter dated 30.04.2013 was issued to

appellant institution at the address given in the application form. The appellant institution did not reply to any of the communications addressed to it by NRC and in its appeal memoranda said that none of these communications were received and also the final refusal order dated 11.03.2014 was received by him. Appeal Committee observed that after submission of the application in December, 2012 the appellant also did not address any communication to NRC seeking status of its application. It is more than three year now that the impugned refusal order was issued and in between NCTE Regulations of 2014 have also come into force. Reply to deficiency points after a gap of more than three years is not acceptable as decision to show cause notice and refuse recognition are also placed on the official website of the Regional Committee and applicants are required to check the status of their application and correspond with Regional Committee accordingly. Appeal Committee decided to confirm the impugned refusal order dated 11.03.2014.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Bhawani Singh Mahavidhyalaya, 1292/48, 57, 58, 68, Non-Agriculture, 4857, 5868, Tedi Bagiya, Agra, Uttar Pradesh – 282006.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-833/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Shri Radha Kishan Degree College, Jarua, Katra, Agra, Uttar Pradesh dated 19/12/2016 is against the Order No. NRC/NCTE/NRCAPP-13869/256th Meeting/157223 dated 02.09.2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "NRC, NCTE issued a show cause notice to the institution on 24/06/2016. The institution has not yet submitted the affiliation letter / order for B.A. course issued by the affiliating University. A copy of the letter dated 04/07/2014 addressed to Principal Secretary, Higher Education, Uttar Pradesh from the Registrar, BRA University, Agra is not accepted as an affiliation order/letter."

AND WHEREAS Shri. Chandravir Singh, Secretary and Shri. Mahinder Singh, Office Superintendent, Shri Radha Kishan Degree College, Jarua, Katra, Agra, Uttar Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that the institution has been already submitted affiliation order/letter of B.A. and B.Sc. issued by BRA University, Agra to prove that it is a composite institution as per clause 2(b) of NCTE regulation, 2014. The institution is also recognised for conducting B.Ed. course."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 02.09.2016 is on the ground that appellant institution has not been able to submit evidence of its composite status. The appellant during the course of appeal presentation submitted copy of recognition order no. NRC/NCTE/NRCAPP/233rd Meeting/89766 dated 3rd March, 2016 (Serial No.6) granting recognition for B.Ed. programme to appellant institution. Appeal Committee, therefore, decided to remand back the case to NRC for processing of the application for D.El.Ed. programme as the appellant had achieved the status of 'Composite' well before the impugned refusal order was issued.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC Jaipur for processing the application for D.El.Ed. programme as the institution is already recognised for B.Ed. programme.

NOW THEREFORE, the Council hereby remands back the case of Shri Radha Kishan Degree College, Jarua, Katra, Agra, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager/Secretary, Shri Radha Kishan Degree College, 165, 165, 165, Bai Khera, Jarua, Katra, Agra, Uttar Pradesh – 282001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-835/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Harish Chandra Singh Smarak Shikshan Seva Sansthan, Manpur Khajura, Phulaich, Azamgarh, Uttar Pradesh dated 09/12/2016 is against the Order No. NRC/NCTE/NRCAPP-14892/255th Meeting/155751 dated 19/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the institution was given show cause notice vide letter dt. 11/06/2016 with direction to submit the reply within 30 days. The institution did not submit any reply of show cause notice."

AND WHEREAS Shri. Navneet Singh, Deputy Registrar, Harish Chandra Singh Smarak Shikshan Seva Sansthan, Manpur Khajura, Phulaich, Azamgarh, Uttar Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "institution is composite with B.A. Programme copy of affiliation in enclosed. Certified copy of Registered Land is being enclosed. Notarized copy of CLU is being enclosed. Approved Building plan by Govt. Authority is being enclosed. Non-encumbrance certificate is being enclosed."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 11.06.2016 was issued to appellant institution seeking reply within 30 days on the following points of decency:

i. Evidence of composite Institution.
ii. Certified copy of land documents.
iii. Notarised copy of C.L.U.
iv. Approved building plan singed by competent authority.
v. Non-Encumbrance Certificate.

AND WHEREAS as the appellant institution did not submit reply, impugned refusal order dated 19.08.2016 was issued. Appeal Committee further noted that appellant institution has made efforts to submit Clarification on the points of deficiency in the Appeal Memoranda dated 09.12.2016. it is however, observed that building plan submitted is not approved by any government or civic authority and evidence of being a composite institution has also not been submitted. Appeal Committee therefore, decided to confirm the impugned refusal order dated 19.08.2016 issued by NRC Jaipur.

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 09.12.2016 issued by NRC Jaipur.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Harish Chandra Singh Smarak Shikshan Seva Sansthan Manpur Khajura Phulaich, 798, Azamgarh, Uttar Pradesh – 276126.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-836/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Sathyasai B.Ed. College, Avadi, Chennai, Tamil Nadu dated 17/12/2016 is against the Order No. NCTE/SRCAPP201630219/VTP5/T.N./2017-2018/1 dated 21.10.2016 of the Southern Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that "Non-Submission of hard copy on time."

AND WHEREAS Shri. P. Sundararajan, Chairman and Shri. T. Kanimozhi, Assistant Professor, Sathyasai B.Ed. College, Avadi, Chennai, Tamil Nadu presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "our college has pronounced to start M.Ed. program for the academic year 2017-18. In relation to that we have successfully completed all seven steps, whereas in the 8th step (Payment part) we have paid amount of Rs.1,50,000/- through online transaction. Subsequently we have received a message from NCTE head office stating "payment successful". Simultaneously, we have received payment process we have received application number through E-mail and mobile SMS. SRCAPP201630138 on 28th June 2016 at 1:20:27PM to our mobile number: 9962210383. We regret to say that the above-mentioned application number SRCAPP1630138 has been allotted to other college in Pondicherry territory. Immediately the above stated mobile SMS has been brought to the kind notice of NCTE Southern Regional Committee dated 21 July 2016. (11:13AM) through mail (copies enclosed). Subsequently from NCTE E-Governance support team, we received answer for the complaints stated above. The NCTE person Mr. Mohit Soni replied that "Your issue has been solved". Simultaneously new application number: SRCAPP201630219 was generated. On the same day, we had sent the Hard Copies of the online application with photocopies of relevant documents on 21 July 2016. This has been acknowledged from the office of the Regional Director, Southern Regional Committee on 25/07/2016, which has also

been enclosed for your kind perusal. By going through the above stated reference and clarifications made, it is rightly portrayed that, we have discharged the process effectively and successfully abiding by the Regulations and guidelines given by NCTE. We were embarrassed to see the mail from NCTE, Southern Regional Committee dated 21/10/2016, stating that the application seeking recognition for M.Ed., program has been rejected. We entrust you to kindly understand the sufferings we have undergone from the day of the inception. We are pleading you sir, to consider our right royal requisition and permit us to commemorate M.Ed. Program for the academic year (2017-18)."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 21.10.2016 was made by SRC Bangalore on the ground of failure to submit printout of the application with land documents as required under sub regulation (4) of Regulation 5 within 15 days of the submission of online application. Appeal Committee further noted that online application seeking recognition for M.Ed. programme was made by applicant institution on 29.06.2016 and application fee paid through net banking. The application code generated on the online application is SRCAPP 201630219 and ID no. 10955.

AND WHEREAS Appeal Committee noted that clause 2(b) of NCTE Regulation 7 makes it mandatory that 'print out of online application shall be submitted within 15 days of submission of online application' and failure to do so shall result in summary rejection of the application. Appeal Committee, agrees with the submission made by appellant that there was some confusion in getting application number which was later on sorted out in consultation with NCTE. So far as knowledge of Appeal Committee is concerned, printout of application is available immediately on completion and submission of the online application and the applicant is required to submit that copy to NCTE alongwith required enclosures. In the instant case applicant sent an e-mail to NCTE on 28.06.2016 intimating and seeking advice as online application status was not updated by generation of Application Number. Appeal Committee feels that this was a problem generated by the system and applicant had successfully remitted the application fee through net banking on 28.06.2016. Appeal Committee, therefore, consider that decision to refuse recognition when the application was in the process of being sorted out, an

issue arising out of the use of modern technology should be taken liberally. Appeal Committee, therefore, decided to remand back the case to SRC for further processing of the application. On perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advance during the hearing, Appeal Committee concluded to remand back to the case to SRC for further processing of the application.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to SRC for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Sathyasai B.Ed. College, Avadi, Chennai, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Sathyasai B.Ed. College, No.7, Rajaji Street, Kamarajar Nagar, Avadi, Chennai, Tamil Nadu – 600071.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.

F.No.89-837/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal dated 08/12/2016 is against the Order No. ER/7-ER-225.8.1/ERCAPP3502/D.El.Ed./2016/50327 dated 07/12/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "a. SCN was issued on 22/07/2016 on the following grounds: (i) Inspection letter to the institution was issued on 08/02/2016. (ii) Inspection not conducted. (iii) The VT experts namely Dr. P.K. Mohanty vide letter dated 19/04/2016 has informed that he along with Dr. M. Zakaria could not visit to the institution as the institution's building is not completed as told by Secretary/President of the managing body. b. In response to SCN, the institution submitted its reply dated 02/08/2016 informing that the institution building is now completed and requested for early inspection. The ERC considered the representation of the institution and found as under:- (i) The VT letter was issued on 08/02/2016 and as per VT experts letter dated 19/04/2016, building was not completed at that time. As per NCTE Regulations, 2014 inspection is not conducted as per willingness of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3503 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri. Syad Sha Elerarnl Islam, Chairperson and Shri. Syed Shaedrarul Islam, Representative, Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal presented the case of the appellant institution on 24/03/2017. In the appeal and during personal presentation it was submitted that inspection not conducted is true. VT experts say that institution building is not completed is unfounded and imaginary as per Building Completion Certificate issued by Govt. Engineer and approved by Competent Authority. Both VT Experts never came to

the campus or send any email/SMS information relating physical inspection. In accordance with inspection letter of institution under Section 15 the VT experts namely Dr. P.K. Mohanty along with Dr. M. Zakaria made false representation dated 19/04/2016 to ERC, NCTE relating to our preparedness. It is clearly mentioned in the inspection letter that inspection shall be caused on any day within 20 days from the date of issue of the letter i.e. 08/02/2016. It is surprize. ERC did not consider for conducting inspection for recognition of new composite institution on basis of the Building Completion Certificate issued by Govt. Engineer and approved by competent authority. ERC did not mark any deficiency in our application relating land area, infrastructure and other documents submitted by institution as per NCTE norms 2014. Building Completion Certificate is an appropriate documentary evidence to say that our institution building was completed on 28/01/2016."

AND WHEREAS Appeal Committee noted that ERC Bhubaneshwar in its letter dated 08.02.2016 informed the appellant institution that inspection of the institution will be caused within 20 days from the date of communication. For the purpose a Visiting Team consisting of Dr. R. K. Mohanty and Dr. M. Zakania was also constituted vide another letter dated 08.02.2016.

AND WHEREAS Appeal Committee further noted that ERC in its 217th Meeting held on 29th & 30th June, 2016 decided to issue a Show Cause Notice based on a letter dated 19.04.2016 written by VT member informing that building is not completed. There is no inspection Report filled up by VT members available on the regulatory file. The appellant has denied having welcomed any Visiting Team during the period of report. It was incumbent for the Visiting Team to have recorded their formal observations in the inspection performa along with the date of their visit to the institution. The appellant in support of its claim has submitted a copy of Building completion certificate (BCC) dated 29.01.2016. There is no evidence of inspection having been physically conducted by the inspection Team, Appeal Committee therefore, decided that appellant institution may be inspected by Visiting Team and decision taken accordingly.

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

during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for conducting inspection of the Institution and taking further action accordingly.

NOW THEREFORE, the Council hereby remands back the case of of Mazidia Academy, VPO - Basubati, Singur, Hooghly, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairperson, Mazidia Academy, LR 133/3, Mazidia Academy, 14, Basubati, Singur, Hooghly, West Bengal – 712409.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-839/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Birhambir Teachers Training Institute, Bishnupur, Bankura, West Bengal dated 14/12/2016 is against the Order No. ER.213.6 (1) 91/ERCAPP2986/B.Ed./2016/46070 dated 02.05.2016 of the Eastern Regional Committee, granted recognition for conducting B.Ed. Course with an intake of 50 seats (one unit).

AND WHEREAS Shri. Sanjoy Basia, President and Shri. Gourav Kedia, Member, Birhambir Teachers Training Institute, Bishnupur, Bankura, West Bengal presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "we have the required land and building and all other infrastructures and instructional facilities. We applied for two units of B.Ed. from the beginning of our online application, what we mentioned in the submitted Affidavit. We have given a clarification regarding shortage of one Maths, and one Science Teacher, at the eleventh hour of the deadline of recognition, we could meet if we could get the time. Now it is our earnest appeal to consider the second unit for the session 2017-18."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 29.05.2015 seeking recognition for conducting B.Ed. programme and the proposed intake, as mentioned in the affidavit enclosed with the application, was 100 seats (2 units). The appellant institution was inspected on 03.03.2016 for a proposed intake of 100 seats of B.Ed. programme. Appeal Committee further noted that ERC in its 210th Meeting held on 07-10 April, 2016 decided to issue letter of intent under clause 7(13). However, no formal letter of intent was issued. The applicant institution submitted a compliance letter dated 27.04.2016 considering which ERC decided to grant recognition for B.Ed. programme with an intake of 50 seats. The granted intake was restricted to 50 seats

because 'only One Math and One Science Teacher was appointed' by the appellant institution.

AND WHEREAS Appeal Committee noted that following is the requirement of faculty for 2 basic units of B.Ed. programme as prescribed in Appendix 4 of the Norms and Standards:

1. Principal/ HOC	-	One
2. Perspective in Education	-	Four
3. Pedagogy Subjects (Maths, Science, Social Science, Language)	-	Eight
4. Health & Physical Education	-	One
5. Fine Arts	-	One
6. Performing Art (Music, dance, theatre)	-	One

AND WHEREAS Appeal Committee noted that applicant institution submitted a list of faculty approved by affiliating University and the approved list included only one Math Teacher, Two Science Teachers, Two Social Science Teacher and three Language Teacher one each in Sanskrit, Bangla and English. Briefly speaking one math teacher was replaced by one language teacher. Appeal Committee further noted that faculty can be utilised for teaching in flexible manner so as to optimize academic expertise available. Appeal Committee is of the opinion that flexibility to utilise the faculty is an instrument available to institution to engage more or less teachers in the pedagogy subject to represent each subject by at least one teacher. Appeal Committee further noted the submission made by appellant that now it has appointed one more teacher of Math to get two units of B.Ed. programme as applied for.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to ERC for granting recognition for two units of B.Ed. programme instead of one.

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

The hearing, the Committee concluded that the appeal deserves to be remanded to ERC for granting recognition for two units of B.Ed. programme instead of one.

NOW THEREFORE, the Council hereby remands back the case of Birhambir Teachers Training Institute, Bishnupur, Bankura, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Birhambir Teachers Training Institute, 934, 935, 936, College, 338, Kankila, Bishnupur, Bankura, West Bengal – 722157.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-840/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Aryan College of Education, Sonamukhi, Bankura, West Bengal dated 14/12/2016 is against the Order No. ER-213.6(i)43/ERCAPP2972/B.Ed./2016/46489 dated 02/05/2016 of the Eastern Regional Committee, granting recognition for conducting B.Ed. Course with 50 seats (one unit).

AND WHEREAS Shri. Avijit Pal, Secretary, Aryan College of Education, Sonamukhi, Bankura, West Bengal presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "sir, we do have the required area of Land and building and all other infrastructures and instructional facilities and we applied for two units of B.Ed. from the very beginning of our online application, what we mentioned in the submitted affidavit. Sir our file remained unmoved for months together in the ERC and we have given a clarification regarding shortage of one Math Teacher, at the eleventh hour of the deadline of the date of recognition, what also we could meet if we could get the time".

AND WHEREAS Appeal Committee noted that applicant institution submitted online application seeking recognition for grant of B.Ed. programme with an intake of 100 seats. The applicant institution was inspected on 28.02.2016 for a proposed intake of 100 seats (2 units). Appeal Committee further noted that ERC in its 210th Meting held from 7th and 9th April, 2016 decided to issue letter of intake (LOI) for one basic unit only. Formal letter of intent was not issued as required under clause 7(13) of the Regulations.

AND WHEREAS Appeal Committee noted that the applicant institution submitted a letter dated 23.04.2016 and reported compliance of decision taken in

210th Meeting of ERC. The applicant in the above letter conveyed its willingness for basic unit one although the list of faculty furnished included the name of one Principal and 15 faculty which is adequate for grant of 2 units. Appeal Committee noted that appellant institution did not make any representation where it was decided in 210th Meeting of ERC to grant recognition for only one unit of B.Ed. programme. ERC also faltered in not issuing a formal letter of intent as required under clause 7(13) of the NCTE Regulation, 2014. The impugned order granting recognition for only one unit was based on the point that list of faculty approved had only one Math Teacher. The norms and standards for B.Ed. programme as contained in Annexure-4 (para 5.1) make a mention of eight teachers in four pedagogy subjects (Maths, Science, Social Science, Language). The Norms and Standards do not make a mention that faculty of 8 is to be equally shared so long as there is faculty to represent all pedagogy subjects, it can be used for teaching in flexible manner. Appellant during the course of appeal presentation on 25.03.2017 made a submission that one more Math Teacher has been got approved by the affiliating University and the deficiency if there was any has been removed.

AND WHEREAS Appeal Committee, decided that the impugned recognition order dated 02.05.2016 may therefore, be modified suitably by ERC after the receipt of additional faculty (Math) from the applicant institution. Appellant institution is required to submit to ERC, the additional faculty list approved by affiliating University within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for suitably modifying the impugned recognition order dated 02.05.2016 on the submission of the additional list of faculty by the appellant institution.

NOW THEREFORE, the Council hereby remands back the case of Aryan College of Education, Sonamukhi, Bankura, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Aryan College of Education, 404, Educational College, 247 / 313, Shitoljor, Dhansimla, Sonamukhi, Bankura, West Bengal – 722207.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-846/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of ABS Academy, Durgapur, Bardhaman, West Bengal dated 20/12/2016 is against the Order No. ER-213.6(i).211/ERCAPP3944/(B.Ed.-Addl. Intake)/2016/46131 dated 02/05/2016 of the Eastern Regional Committee, granting recognition for conducting B.Ed. Course (one unit) whereas the application has applied for two additional units.

AND WHEREAS Shri. Somnath Chakraborty, Chairman and Sh. M.K. Ghosh, Teacher Incharge, ABS Academy, Durgapur, Bardhaman, West Bengal presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that infrastructure including faculty is quite adequate for additional 2 units.

AND WHEREAS Appeal Committee noted that applicant institution applied for 2 additional Units of B.Ed. programme and the Visiting Team inspected the institution on 23.03.2016 for proposed intake of 100 seats of B.Ed. programme. Appeal Committee further noted that the institution was simultaneously inspected for proposed intake of one additional unit of D.El.Ed. and one unit of M.Ed. programme. Appellant apprised Appeal Committee that recognition order for additional one unit of D.El.Ed. and one unit of M.Ed. programme has since been issued by ERC. Taking into account the impugned order of recognition dated 02.05.2016 which was for one unit of B.Ed. programme, the total intake in all the teacher education programmes available to the institution is as follows:

i. B.Ed. (2+1 unit) 150 seats
ii. D.El.Ed. (1+1 unit) 100 seats
iii. M.Ed. (1 unit) 50 seats

As per data filled in the application form, the applicant institution is also conducting 3 year diploma course in Engineering and 2 year post graduate course in Management. The Visiting Team has not stated in its report as to what extent land and other infrastructure for teacher education programmes have been clearly demarcated. The Eastern Regional Committee in its emergent meeting held on 24-25 April, 2016 decided to issue letter of intent under clause 7(13) of NCTE Regulations whereas no formal letter of intent was issued intimating the intake for which LOI was decided to be issued.

AND WHEREAS another important and interesting point noted by Appeal Committee while going through the regulatory file is that appellant institution issued the vacancy advertisement for faculty in Bartanan Patrika dated 20.04.2016 and Ananda Bagar Patrika dated 21.04.2016. The University of Burdwan nominated experts; Dr. Tubin Kumar Samanta and Dr. Sanat Kumar Ghosh for the selection panel on 18.04.2016. the selection process was completed on 25.04.2016. The list of faculty approved by affiliating University (without date) was submitted to ERC on 29.04.2016 alongwith final compliance documents.

AND WHEREAS Appeal Committee noted that there is no cap on the number of total intake in teacher education programmes in an institution as was the case in NCTE Regulations, 2009 where it was mentioned that total intake should not exceed 300 seats. As such ERC was under obligation to have mentioned the reason in its minutes to recommend lesser number of seats than applied for. The ERC in its emergent meeting did not comment on the intake and as such the impugned order dated 02.05.2016 granting recognition for 50 seats instead of 100 is not a speaking order and unsustainable more so in view of one Principal and 33 faculty list approved for the programme taking into account the existing (100 seats) and proposed (100 seats) intake. Appeal Committee decided to remand back the case to ERC for suitably modifying the impugned order dated 02.05.2016.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for suitably modifying the impugned order dated 02.05.2016.

NOW THEREFORE, the Council hereby remands back the case of ABS Academy, Durgapur, Bardhaman, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, ABS Academy, Mouza – Gopinathpur, J.L. No. 85, Sarthak Educational Trust, 9594, 9595, 9596, 9597, 1612 (P), Sagarbhanga, Durgapur, Bardhman, West Bengal – 713211.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-847/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Sant Dwarika Prasad Mahavidyalaya, Kotwa Mohammadnagar Akbarpur, Ambedkar Nagar, Uttar Pradesh dated 17/12/2016 is against the Order No. NRC/NCTE/NRCAPP-14923/258th Meeting/2016/160830 dated 18/10/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "show cause notice dated 24/08/2016 was issued to the institution on the ground that the institution refused to get inspected by the VT. Reply submitted by the institution on 22/09/2016 is not genuine and cannot be accepted."

AND WHEREAS Dr. Harish Verma, Manager, Sant Dwarika Prasad Mahavidyalaya, Kotwa Mohammadnagar Akbarpur, Ambedkar Nagar, Uttar Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "Visiting team was constituted by the NRC visited the institution 04/03/2016. Till that date the institution did not receive any letter for VT from NCTE. The institution is a composite institution. Required document for a composite institution was submitted with hard copy of application No. NRCAPP-14923 dated 30/06/2015. The appellant father's expired January 2010 due to this the whole responsibility of Mother's is appellant. At the time of VT the appellant's 99 years old Mother was seriously ill and admitted at Lucknow for treatment. The appellant is elder son of his Mother so that appellant cannot spare enough time for VT. After failure of VT inspection, NCTE issued show cause notice in its meeting no. 250th (Part7) dated 24/08/2016 mentioning that the appellant refused inspection by VT members and the institution is not a composite institution. The reply of show cause notice is submitted with affidavit on stamp paper of Rs. 100/- that institution is composite institution. It is also mentioned in application file no. NRCAPP-14923 dated 30/06/2015 for D.El.Ed. course on 2nd page of application. The rejection of application for the course of D.El.Ed. is not legal. The

institution has invested more than Rs. 1.0 cr. in the building and in purchasing the implements required for the training".

AND WHEREAS Appeal Committee noted that applicant institution made online application dated 30.06.2015 seeking recognition for D.El.Ed. programme and NRC Jaipur issued letter dated 17.01.2016 to the V.T. members for conducting inspection of the institution between 19.01.2016 to 31.01.2016. Copy of the above letter was also endorsed to the appellant institution. The members of visiting team visited the appellant institution on 23.01.2016 for conducting inspection and reported that "Institution has denied inspection." The visiting team also submitted, alongwith their report, an affidavit signed by appellant on 23.01.2016 which stated that due to some reason it is not possible to get the institution inspected and inspection may be conducted after 45 days. During the course of appeal presentation on 25.03.2017 appellant explained that his mother was not well and hospitalised at Lucknow. Appeal Committee noted that stamp paper on which appellant furnished affidavit on the day of inspection was purchased at Ambedkarnagar and the appellant signed it on 23.01.2016 which is ample evidence that he was available at the institution address. The V.T. in its report dated 23.01.2016 has, however, mentioned that institution is also conducting B.A., B.Sc. course on the campus and the details of already existing B.Ed. course is also given in the online application form. The issue of Show Cause Notice (SCN) dated 24.08.2016 on the ground the 'Institution refused to get inspected by V.T. as the applicant institution was not composite institution' is therefore, partly correct. The appellant institution refused inspection but it was a composite institution as per details furnished in the application form and entries made in the inspection report. Appellant has also submitted a copy of recognition order no. NRC/NCTE/NRCAPP-6719, 6702, 6635, 6523, 6527, 6599, 8145/231st 232nd/89456-70 dated 03.03.2015 granting recognition for B.Ed. programme to appellant institution.

AND WHEREAS Appeal Committee noted that appellant while refusing to get inspected did not specify any reason but was available to sign and submit affidavit. The inspection also could have been conducted during that period. The appellant informed NRC vide its letter dated 21.09.2016 that at the time of getting information of V.T., he was at Lucknow for treatment of his ailing mother whereas in the appeal

memoranda he stated that till the date of inspection he has not received any letter for V.T. from NCTE. The submission of affidavit dated 23.01.2016 on a stamp paper purchased on the same very date at Akbarpur, Ambedkar Nagar is ample evidence that appellant was available in Akbarpur and could have very well facilitated inspection which is not subject to the convenience of applicant.

AND WHEREAS Appeal Committee, therefore, decided to confirm the impugned refusal order dated 18.10.2016 which is on the ground that "reply dated 22.09.2016 to the SCN dated 24.08.2016 is not genuine and cannot be accepted".

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sant Dwarika Prasad Mahavidyalaya, Kotwa Mohammadnagar Akbarpur, Ambedkar Nagar, Uttar Pradesh – 224122.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-849/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Harkamaya College of Education, Gangtok, East Sikkim, Sikkim dated 17/12/2016 is against the Order No. ERC/226.9.17/Application ID: 7978/B.Ed./2016/50362 dated 10/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Part Time) Course on the grounds that "a. SCN was issued on 07/11/2016 on the following grounds: (i) the applicant has submitted DD of Rs. 1.50 lacs towards processing fee. As per the online NCTE portal, payment though online only is accepted. (ii) As per the print out copy of the online application, it is observed that Application Number is not available. (iii) The application is not appeared on the dashboard of the online NCTE portal due to which online process cannot be carried out. b. In response to SCN, the institution submitted its representation dated 10/11/2016 and requested to process the application for granting recognition to the applied course B.Ed. (Part-time) to clear the back log of untrained teachers in the State of Sikkim. The ERC considered the representation of the institution and found that the institution is still deficient on the ground of SCN. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Application ID No. 7978 of the institution regarding recognition of B.Ed. (Part-time) Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Dr. H.P. Chhetri, Secretary, Harkamaya College of Education, Gangtok, East Sikkim, Sikkim presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation, it was submitted that "At the time of filling in the online application form, when we refer to the "instruction for filling up the online application – 6 regarding how to make payment – (ii) Payment through Demand Draft" available in the NCTE website under heading "instruction for online Registration", we found that it was explained clearly that the payment can also be made through demand draft. The system in the NCTE website for online application for new course B.Ed. (part time) would not have allowed proceeding. Contd to the next step if the uploading the data was not done appropriately. In this

case, the system allowed us to proceed upto the final step accepting the demand draft by generating application ID-7978 too. Initially the ERC Bhubaneswar had accepted the demand draft and send the letter dt. 29/06/2016 to the Sikkim Govt. to know the comments / objection without mentioning of the non-acceptance of the demand draft".

AND WHEREAS Appeal Committee noted that application number is generated only when the applicant successfully makes payment online. In the absence, of application number, the application does not appear on the dash board of NCTE portal and further online process cannot be carried out. Though appeal Committee appreciates some genuine difficulties being experienced by applicants of remote areas, yet there cannot be an appeal if the basic application itself is not accepted on grounds of non-payment of application fee through an acceptable mode. Appellant submitted before Appeal Committee that due to disturbance in internal services at the time of payment, the applicant opted to pay through Demand Draft. Appeal Committee while confirming the impugned refusal order will urge upon NCTE to prominently make it clear to the prospective applicants that online payment is the only permissible mode for payment of application fee.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Harkamaya College of Education, Samdur Tadong, Gangtok East Sikkim, Sikkim – 737102.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Sikkim, Gangtok.

45

F.No.89-850/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Govt. D.I.E.T. Nizamabad, Andhra Pradesh dated 23/12/2016 is against the Order No. NCTE/ERC/SRCAPP201630197/Course-code/TL/2017-2018/1 dated 29.09.2016 of the Southern Regional Committee, refusing recognition for conducting D.E.C.Ed. Course on the grounds that "Non-submission of hard copy in time."

AND WHEREAS Sh. Ashok, Lecturer, Govt. D.I.E.T. Nizamabad, Andhra Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "hard copy submitted to SCERT Hyderabad in time we are submitting hard copy to SRC Bangalore and NCTE, New Delhi. Our institution is Government institution in Telangana District."

AND WHEREAS Appeal Committee noted that clause 7(2)(b) of the NCTE Regulations, 2014 makes it mandatory that hard copy of online application should be submitted within 15 days of online application. In the instant case online application seeking recognition for Diploma in Pre-school Education (DPSE) programme was submitted on 30.06.2016 and hard copy was despatched on 23.10.2016.

AND WHEREAS appellant during the course of appeal presentative stated that hard copy of application was mistakenly sent to SCERT, Hyderabad. Appeal Committee noted that compliance of clause 7(2)(b) of NCTE Regulations, 2014 was not done by appellant institution and as such the summary rejection done by SRC Bangalore was justified. The refusal order dated 29.09.2016 is confirmed.

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

during the hearing, the Committee concluded that the SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. The Principal, Govt. D.I.E.T. Nizamabad, Post – Mallram, Mandal, Distt. – Nizamabad, Telangana, Andhra Pradesh - 503003.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.

F.No.89-852/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Hind Mahila Vidyapith Sakaldiha, Sakaldiha, (Khandahara) Chandauli, Uttar Pradesh dated 25/07/2016 is against the Order No. NRC/NCTE/NRCAPP-15532/255th Meeting/2016/157041 dated 31/08/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution has not submitted the reply of the show cause notice issued on 09/11/2015 within stipulated time."

AND WHEREAS Sh. Vidya Parkash, Director, Hind Mahila Vidyapith Sakaldiha, Sakaldiha, (Khandahara) Chandauli, Uttar Pradesh presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "Show Cause Notice was given to the institute to accept NOC of affiliating body. NOC of affiliating body was submitted to institute through e-mail. It was decided to appraise (inspect) the institute only after considering the above matter in the meeting no. 253 of the Northern Regional Committee. But the office of the Northern Regional Committee, did not inspect the institute, in the meeting no. 255 of the Northern Regional Committee, cancelled the application saying that the institute has not attached NOC of affiliating body. Due to this the carelessness of the office of the Northern Regional Committee comes out. It was decided to inspect the institute only after considering NOC of the institute. Institute has spent crores of rupees to make its physical resources. Due to carelessness of the office the application of the institute has been cancelled."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 04.11.2015 was issued to appellant institution on ground of its failure to submit NOC of affiliating body with the hard copy of application. Appellant institution was required to submit its written representation within 30 days from the date of issue of SCN.

AND WHEREAS Appeal Committee noted that appellant institution did not submit any reply to SCN within the stipulated period of 30 days. Copy of NOC (Consent letter) dated 20.04.2016 was submitted by appellant institution through an E-mail on 16.05.2016.

AND WHEREAS Appeal Committee noted that as per clause 5(3) of NCTE Regulations, 2014, the application shall be submitted online alongwith required documents such as No Objection Certificate (NOC) issued by affiliating body. Clause 7(1) of the Regulations further prescribe that in case an application is not complete, or requisite documents are not attached with the application, the application shall be treated as incomplete and rejected. Appeal Committee, thus decided that copy of Consent Letter dated 20.04.2016 issued by affiliating University and copy of which was sent by E-Mail to NRC was not acceptable and NRC was justified in refusing recognition Appeal Committee decided to confirm the impugned refusal order dated 31.08.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Hind Mahila Vidyapith Sakaldiha Chandauli 612, Narayan Foundation Varanasi, 612, Sakaldiha (Khandahara), Chandauli, Uttar Pradesh – 232109.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-853/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Sadhu Ramchand Murmu College of Education, Midnapore, West Bengal dated 25/07/2016 is against the Order No. ERC/222.7.13/ERCAPP3541/D.El.Ed/2016/49548 dated 30/09/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "a. SCN was issued on 20/07/2016 on the following grounds: (i) As per VT report, building is under construction. (ii) CD not submitted. b. The institution submitted its reply dated 26/03/2016 (on the basis of proceedings uploaded in ERC website) informing that at the time of inspection, the institution building was nearly complete and the required construction area for the proposed courses was completed. The institution requested for re-inspection of the institution. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) At the time of inspection, the institution building was under construction. (ii) As per NCTE Regulation 2014, there is no provision for re-inspection of the institution. In view the above the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3541 of the institution regarding recognition for D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Upender Hembram, President, Sadhu Ramchand Murmu College of Education, Midnapore, West Bengal presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "VT members visited the institution and duly inspected and verified all the existing infrastructural and instructional set ups along with non-stop videography. As per approved plan and building completion certificate, construction was duly completed. The plastering of an extended boundary wall (not within

specified carpet area) was not completed at the time of inspection. Perhaps observing the un-plastered part of the boundary wall, the VT members noted that the building was under construction. But in fact, the specified part / carpet area was duly completed at the time of inspection. So, this observation should be considered in favour of the institution. CD containing the videography of inspection by the VT members was duly handed over along with other relevant documents for sending to ERC, NCTE. Sending the CD along with other documents is the responsibility of VT members. Perhaps, it was due to some mistake by the VT members. Thus the inspection should be favoured in this regard. Though there is no provision of re-inspection, we see no way to give reasons to show that the institute Building is duly complete and as there is no explanation we prayed for re-inspection as there is an existing Building along with all the necessary steps and it should be properly used."

AND WHEREAS Appeal Committee noted that Visiting Team conducted inspection of the appellant institution on 16.04.2016 and reported that infrastructural facilities are under construction. The classrooms, labs etc. were reported to be under construction and virtually no assessment of instructional facilities could be made by the V.T.

AND WHEREAS the appellant during the course of appeal presentation requested that another inspection of the institution be conducted. On this Appeal Committee asked the appellant to submit evidence of having completed the building and obtained a Building Completion Certificate (BCC). The appellant was not able to submit copy of BCC as proof of having completed the construction work. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 30.09.2016 issued by ERC Bhubaneshwar.

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

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

(Sanjay Awasthi)
Member Secretary

1. The President, Sadhu Ramchand Murmu College of Education, 103, NA, 103, Shanbelia, Jhargram, Midnapore, West Bengal – 721505.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-854/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar dated 26/12/2016 is against the Order No. ERC/224.9.6/10614/ERCAPP201646396/B.Ed. & D.El.Ed./2016/49994 dated 11/11/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "1. SCN was issued on 20/09/2016 on the following grounds: i. The application number not generated and not shown in the dashboard. 2. The institution submitted its reply dated 05/10/2016. The Committee considered the reply of the institution and observed that the institution is still deficient on the following grounds: i. Online application submitted on 13/06/2016 without processing fee. ii. On search of online dashboard, it is found that the online application submitted on 30/06/2016. iii. As per payment details, it is found that the online payment was made on 04/10/2016 which is after the date of online application and not acceptable. In view the above, the committee decided as under: The committee is of the opinion that application bearing application No. ERCAPP201646396 of the institution regarding recognition for B.Ed. & D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Ms. Renu R. Singh, and Sh. Upernder Pal, Members, Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "NCTE has rejected our application for the grant of B.Ed. course on the ground of payment details in which it is said that our institution has made online payment on 04/10/2016. But it is not true our institution had done the payment through net banking on 30th June, 2016 at 11:30 A.M. in the morning. We had done the payment of Rs. 300011.5 for National Council for Teacher Education. The payment was done through Pay U Money having transaction number 37022496082443."

AND WHEREAS appellant during the course of appeal presentation submitted evidence in the shape of entries made in the bank passbook certifying transfer of Rs. 300011 and 50 paisa by direct transfer on 30.06.2016. Appeal Committee further noted that applicant has submitted hard copy of online application made on 13.06.2016 without entering the payment details which were done subsequently. This may be a reason why application number was not generated and not shown on the dash board. Fairly speaking printout of application will appear on dash board with application number only when payment details are also entered at the specified place. The payment made by appellant institution on 30.06.2016 for an application already submitted on 13.06.2016, therefore, were linked on 04.10.2016. and application number was thereafter generated by NCTE on 08.10.2016.

AND WHEREAS Appeal Committee further noted that Show Cause Notice (SCN) dated 26.09.2016 issued to appellant institution was on the ground of non-generation of application number and its being not shown on the dash board whereas refusal is on the ground that online application was submitted on 30.06.2016 and payment was made on 04.10.2016.

AND WHEREAS Appeal considered following facts:

i. Online application was submitted on 13.06.2016.
ii. Payment of application fee through online process was remitted on 30.06.2016.
iii. Hardcopy of application was submitted on 05.07.2016.
iv. Impugned refusal order dated 11.11.2016 is not exactly on the grounds for which SCN dated 20.09.2016 was issued.

AND WHEREAS Appeal Committee decided to set aside the refusal order dated 11.11.2016 and remand back the case to ERC Bhubaneshwar for further processing of the application.

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

the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Kaushalya Ramadhar Educational Trust, Village – Ramgarh, Street/Road – VIA Mamrejpur, Taluka/Mandal – Chenari Town/City – Sasaram, District Rohtas, State – Bihar – 821104.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

(50)

F.No.89-855/2016 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar dated 26/12/2016 is against the Order No. ERC/224.9.6/10614/ERCAPP201646396/B.Ed. & D.El.Ed./2016/49994 dated 11/11/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "1. SCN was issued on 20/09/2016 on the following grounds: i. The application number not generated and not shown in the dashboard. 2. The institution submitted its reply dated 05/10/2016. The Committee considered the reply of the institution and observed that the institution is still deficient on the following grounds: i. Online application submitted on 13/06/2016 without processing fee. ii. On search of online dashboard, it is found that the online application submitted on 30/06/2016. iii. As per payment details, it is found that the online payment was made on 04/10/2016 which is after the date of online application and not acceptable. In view the above, the committee decided as under: The committee is of the opinion that application bearing application No. ERCAPP201646396 of the institution regarding recognition for B.Ed. & D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Ms. Renu R. Singh, and Sh. Upernder Pal, Members, Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that NCTE has rejected our application for the grant of D.El.Ed. course to our institution on the ground of payment details in which it is said that our institution has made online payment on 04/10/2016. But it is not true our institution had done the payment through net banking on 30th June, 2016 at 11:30 A.M. in the morning. We had done the payment of Rs. 300011.5 for National Council for Teacher Education. The payment was done through Pay U Money having transection number 37022496082443."

AND WHEREAS appellant during the course of appeal presentation submitted evidence in the shape of entries made in the bank passbook certifying transfer of Rs. 300011 and 50 paisa by direct transfer on 30.06.2016. Appeal Committee further noted that applicant has submitted hard copy of online application made on 13.06.2016 without entering the payment details which were done subsequently. This may be a reason why application number was not generated and not shown on the dash board. Fairly speaking printout of application will appear on dash board with application number only when payment details are also entered at the specified place. The payment made by appellant institution on 30.06.2016 for an application already submitted on 13.06.2016, therefore, were linked on 04.10.2016 and application number was thereafter generated by NCTE on 08.10.2016.

AND WHEREAS Appeal Committee further noted that Show Cause Notice (SCN) dated 26.09.2016 issued to appellant institution was on the ground of non-generation of application number and its being not shown on the dash board whereas refusal is on the ground that online application was submitted on 30.06.2016 and payment was made on 04.10.2016.

AND WHEREAS Appeal considered following facts:

i. Online application was submitted on 13.06.2016.
ii. Payment of application fee through online process was remitted on 30.06.2016.
iii. Hardcopy of application was submitted on 05.07.2016.
iv. Impugned refusal order dated 11.11.2016 is not exactly on the grounds for which SCN dated 20.09.2016 was issued.

AND WHEREAS Appeal Committee decided to set aside the refusal order dated 11.11.2016 and remand back the case to ERC Bhubaneshwar for further processing of the application.

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

the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Kaushalya Ramadhar Educational Trust, Sasaram, Rohtas, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Kaushalya Ramadhar Educational Trust, Village – Ramgarh, Street/Road – VIA Mamrejpur, Taluka/Mandal – Chenari Town/City – Sasaram, District Rohtas, State – Bihar – 821104.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

F.No.89-82/2017 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar dated 12/02/2017 is against the Order No. ERC/223.7.4/APP3553/B.Ed./2016/50414 dated 14/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "a. SCN was issued on 09/06/2016 on the following grounds: (i) As per VT report and CD, building is under construction and not ready for running B.Ed. and D.El.Ed. programme. (ii) Doors are not there in the building. (iii) No safety measures have been taken up. b. SCN was issued on 02/08/2016 on the following grounds: (i) The total view of the building is not seen in the CD. (ii) The institution is required to submit a fresh CD indicating all instructional and infrastructural facilities as well as whole area of the building. c. In response to show cause notice, the institution submitted its reply dated 22/07/2016 (on the basis of proceedings uploaded in the website of ERC) along with a fresh DD. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) As per VT report, the building is under construction. The submitted CD does not reflect the total view of the building alongwith link to different rooms and fully constructed building. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3553 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Vipin Kumar Ranjan, Chairman and Sh. Viku Kumar, Member, Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "Due to some technical fault all the infrastructural facilities and building was not covered in the CD and the Visiting Team after conducting inspection wanted to have some undue favours from the appellant institution. Non-Obliging the V.T. may have resulted in some adverse comments."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 24.06.2015 seeking recognition for conducting B.Ed. programme. The premises of the institution was inspected on 01.05.2016. The Visiting Team in its overall observation stated that they are not satisfied with the infrastructure, and management did not provide relevant papers to the Visiting Team. Appeal Committee noted that Visiting Team in its overall observations/ suggestions stated that 'At present the building is meant for only one course with one unit'. Visiting Team also stated that institution is situated in rural area and local population will be benefitted on its completion. Considering the allegations made by appellant before the Appeal Committee, it was decide to remand back the case to ERC for conducting another inspection by different members of Visiting Team. The Regional Committee shall make an objective assessment of the V.T. report after re-inspection and decided the case accordingly.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC Bhubaneshwar for causing re-inspection of the appellant institution.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC Bhubaneshwar for causing re-inspection of the appellant institution.

NOW THEREFORE, the Council hereby remands back the case of Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Shravan Kumar B.Ed. & D.El.Ed. College, Vill/PO-Kanap, Tehsil/Taluka-Daudnagar, Town/City – Daudnagar, Distt. – Aurangabad, Bihar – 824120.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

52

F.No.89-83/2017 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar dated 12/02/2017 is against the Order No. ERC/223.7.3/APP3554/D.El.Ed./2017/51182 dated 28/01/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "a. SCN was issued on 09/06/2016 on the following grounds: (i) As per VT report and CD, building is under construction and not ready for running B.Ed. and D.El.Ed. programme. (ii) Doors are not there in the building. (iii) No safety measures have been taken up. b. SCN was issued on 26/07/2016 on the following grounds: (i) The total view of the building is not seen in the CD. (ii) The institution is required to submit a fresh CD indicating all instructional and infrastructural facilities as well as whole area of the building. c. In response to show cause notice, the institution submitted its reply dated 22/07/2016 (on the basis of proceedings uploaded in the website of ERC) along with a fresh CD. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds: (i) As per VT report, the building is under construction. The submitted CD does not reflect the total view of the building alongwith link to different rooms and fully constructed building. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP3554 of the institution regarding recognition for D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Vipin Kumar Ranjan, Chairman and Sh. Viku Kumar, Member, Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "Due to some technical fault all the infrastructural facilities and building was not covered in the CD and the Visiting Team after conducting inspection wanted to have some undue favours from the appellant institution. Non-Obliging the V.T. may have resulted in some adverse comments."

AND WHEREAS Appeal Committee noted that appellant institution submitted online application dated 24.06.2015 seeking recognition for conducting D.El.Ed. programme. The premises of the institution was inspected on 01.05.2016. The Visiting Team in its overall observation stated that they are not satisfied with the infrastructure, and management did not provide relevant papers to the Visiting Team. Appeal Committee noted that Visiting Team in its overall observations/ suggestions stated that 'At present the building is meant for only one course with one unit'. Visiting Team also stated that institution is situated in rural area and local population will be benefitted on its completion. Considering the allegations made by appellant before the Appeal Committee, it was decide to remand back the case to ERC for conducting another inspection by different members of Visiting Team. The Regional Committee shall make an objective assessment of the V.T. report after re-inspection and decided the case accordingly.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to ERC Bhubaneshwar for causing re-inspection of the appellant institution.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC Bhubaneshwar for causing re-inspection of the appellant institution.

NOW THEREFORE, the Council hereby remands back the case of Sri Shravan Kumar B.Ed. & D.El.Ed. College, Daudnagar, Aurangabad, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Shravan Kumar B.Ed. & D.El.Ed. College, Vill/PO-Kanap, Tehsil/Taluka-Daudnagar, Town/City – Daudnagar, Distt. – Aurangabad, Bihar – 824120.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

F.No.89-98/2017 Appeal/6th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 18/4/17

ORDER

WHEREAS the appeal of Genex B.Ed. College, Sugandha Chinsurah, Hooghly, West Bengal dated 13/12/2016 is against the Order No. ERCAPP2548/(B.Ed-Addl. Intake)/2016/46337 dated 02/05/2016 of the Eastern Regional Committee, granting recognition for conducting B.Ed. Course for one additional unit on the grounds that "only one teacher in Science and one Teacher in Math appointed instead of two each subject."

AND WHEREAS Sh. Suman Banerjee and Sh. Sankar Datta Paul, Members, Genex B.Ed. College, Sugandha Chinsurah, Hooghly, West Bengal presented the case of the appellant institution on 25/03/2017. In the appeal and during personal presentation it was submitted that "according to suggestion of affiliating body the nominated expert took interview and selected the teacher list and we do have all infrastructure and instructional requirement according to NCTE Regulation 2014 and our submitted affidavit at the time of hard copy submission with clearly mentioned that we are interested to take additional intake, and so we do have constructed 3033 sq. mts. of building and we have 3427 sq. mts. so, I appeal to give recognition for B.Ed. course."

AND WHEREAS Appeal Committee noted that appellant institution was already recognised for conducting B.Ed. programme with an intake of 2 units (100 seats). The application made by appellant institution for grant of additional 2 unit of B.Ed. programme was considered by ERC and it was decided to grant only one additional unit on the ground that 'Only one teacher in Math and one teacher in Science were appointed instead of two each subject.'

AND WHEREAS Appeal Committee noted that Norms and Standards for B.Ed. course contained in Annexure 4 of the NCTE Regulations, 2014 provide for

utilisation of faculty in a flexible manner so as to optimize academic expertise. The four pedagogy subjects are not essentially required to be represented in equal proportion More so when the applicant institution is eligible to get recognition for more than 2 units. During the course of appeal presentation appellant submitted the names of two additional faculty members, one each in Math and Science approved subsequently by the University of Burdwan..Appeal Committee, therefore, decided to remand back the case to ERC for granting two additional units of B.Ed. programme instead of one additional unit. Appellant is required to submit the list of two faculty members (one each in Math and Science) to ERC within 15 days of the issue of appeal order.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC for granting recognition for two additional units of B.Ed. programme instead of one additional unit. Appellant is required to submit the list of two faculty members (one each in Math and Science) to ERC within 15 days of the issue of appeal order.

NOW THEREFORE, the Council hereby remands back the case of Genex B.Ed. College, Sugandha Chinsurah, Hooghly, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Genex B.Ed. College, 1033, Batu (College), 711, 712, 713, 719, 704, 747, 748, Sugandha, Chinsurah, Hooghly, West Bengal – 712102.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.