F.No.89-27/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Ranchi College, Morhabadi, Ranchi, Jharkhand dated 05.1.2017 is against the Order No ER/7-223.12(i).3/ERCAPP3471/B.El.Ed./2016/49906 dated 07/11/2016 of the Eastern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "(1) SCN was issued on 07/06/2016 on the following grounds: (i) Building plan is not in the name of the institution and not approved by any Govt. Engineer. The total demarcated land and built-up area is not mentioned in the submitted building plan. (ii) Building Completion Certificate issued from any Govt. Engineer not submitted. (iii) A certified copy of land document in the name of institution/society/trust not submitted. (iv) Affidavit of Rs. 100/- stamp paper mentioning details of land in prescribed format not submitted. 2) No reply from the institution received till date and the stipulated time period is over. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code no. ERCAPP3471 of the institution regarding permission for B.El.Ed. Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Smt. Jyoti Prakash, Assistant Professor, Ranchi College, Morhabadi, Ranchi, Jharkhand presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "they did not receive the Show Cause Notice. The appellant, along with a letter dated 28.04.2017, submitted certain land related documents such as building plan, building completion certificate, Non-encumbrance certificate and Affidavit".

AND WHEREAS the Committee, noting the submission of the appellant that he did not receive the Show Cause Notice, concluded that the matter deserved to be remanded to the ERC with a direction to consider the documents mentioned in the Show Cause Notice, to be submitted by the appellant, and take further action as per

the NCTE Regulations, 2014. The appellant is directed to forward all the requisite documents referred to in the Show Cause Notice to the ERC within 15 days of receipt of the order on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the ERC with a direction to consider the documents mentioned in the Show Cause Notice, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Ranchi College, Morhabadi, Ranchi, Jharkhand to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Principal, Ranchi College, 501, Kashar-E-Hind, 501, Morhabadi, Ranchi, Jharkhand – 934008.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.

(2)

F.No.89-28/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Rattan Professional Education College, Sohana, Mohali, Punjab dated 10.01.2017 is against the Order No. NRC/NCTE/NRCAPP-3003/260th Meeting/2016/163136 dated 06/12/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "the institution was given show cause notice as institution did not submit list of two Professors and two Associate Professors duly approved by the affiliating body. The institution has not submitted list of faculties (two Professors & two Associate Professors) duly approved by the affiliating body. Name of the proposed course is not mentioned in the building plan."

AND WHEREAS Shri S.L. Aggarwal, Chairman and Shri Dr. S.M. Khera, Member Society, Rattan Professional Education College, Sohana, Mohali, Punjab presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "the institution has appointed two Professors and two Associate Professors duly selected by the interview Panel of Punjabi University, Patiala. (Particulars of Staff on the prescribed NCTE format duly countersigned by affiliating body enclosed). The land was re-allotted by Punjab Urban & Development Authority, SAS Nagar vide letter no. Puda-Eo-2002/7959 dt. 09.04.02 to Rattan Professional Education College for Educational purpose only. The existing Block "B" has been allocated for Teacher Education Institution. Accordingly, the building plan was approved by Competent Authority, GMADA, SAS Nagar. (Proof enclosed)"

AND WHEREAS the Committee noted that the NRC issued a Show Cause Notice on 20.09.2016 pointing out that two Professors and two Associate Professors are required to be appointed by the institution. The Institution replied on 10.10.2016, stating that they have already selected and appointed Professors and Associate Professor as per NCTE norms, forwarded a list of selected candidates. The appellant,

with their appeal, forwarded a list of two Professors and two Associate Professors selected by the Selection Committee on 22.12.2016 and countersigned by the Dean, College Development Council, Punjabi University, Patiala. The Committee also noted that the second ground relating to the building plan mentioned in the refusal order was not communicated to the appellant through a Show Cause Notice. In any case the appellant in their appeal, has explained the position regarding land/ building plan.

AND WHEREAS in view of the above position, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the list of faculty, countersigned by the official of Punjabi University and the explanation regarding land/ building plan, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to send the selected staff list and their explanation regarding building plan to the NRC within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the NRC with a direction to consider the list of faculty, countersigned by the official of Punjabi University and the explanation regarding land/ building plan, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to send the selected staff list and their explanation regarding building plan to the NRC within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Rattan Professional Education College, Sohana, Mohali, Punjab to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Rattan Professional Education College, Registered Deed, Sohana, Mohali, Punjab – 140308 .
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 Punjab, Chandigarh.

(4)

F.No.89-34/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sarat Chandra Teacher Training Institute, Pandua, Hooghly, West Bengal dated 11.11.2016 is against the Order No. ER/7-EM-212.7.3.6/ERCAPP3977/D.El.Ed./2016/46611 dated 02.05.2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "(1) Show cause notice was decided in 210th ERC meeting held on 7-9 April 2016 on the following grounds:- (i) As per VT report, building plan and actual building does not match with each other. (ii) Constructed built-up area does not match with building completion certificate., (iii) In CLU, plot number is not mentioned. (iv) Psychology lab is not available. (v) Number of computer is only four. (vi) Only one class room is available for B.Ed. Programme. (vii) Land possession certificate is issued by Pradhan not from Land Revenue Department. (viii) Address of institution in NOC is different from institution address. (ix) On the above grounds VT recommended not to grant B.Ed. course to the institution. In response to show cause notice, the institution submitted its reply dt. 18/04/2016 on the proceedings uploaded in the ERC website which is not satisfactory. In view of the above, the Committee is of the opinion that application bearing code No. ERCAPP3070 of the institution regarding, recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS the submission of the appeal is delayed by four months and 10 days beyond the prescribed time limit of 60 days. The appellant, in their letter dated 23.03.2017, submitted that they submitted online appeal on 01.07.2016, and submitted hard copy in triplicate. Later on, on inquiry they were told that they did not submit the same in proper way. In these circumstance, they submitted the

present appeal. The Committee accepting the submission decided to condone the delay and consider the appeal.

AND WHEREAS Shri Munshi Faruk Hassasn, Secretary, Sarat Chandra Teacher Training Institute, Pandua, Hooghly, West Bengal presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that he fulfilled all the deficiencies. The appellant also submitted a letter dated 23.03.2017 detailing the steps taken to remove the stated deficiencies and indicating the present position. He also enclosed relevant documents such as building plan, building completion certificate issued by a Govt. Engineer indicating the plot number in the CLU through a corrigendum issued by Sub-Divisional Land and Land Reforms Officer.

AND WHEREAS the Committee, noting the submission of the appellant, concluded that the matter deserved to be remanded to the ERC with a direction to conduct another inspection of the appellant institution, on payment of the prescribed fee by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the relevant documents to the ERC within 15 days of receipt of the order on the appeal and make payment of the inspection fee as per the direction of the ERC.

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 the ERC with a direction to conduct another inspection of the appellant institution, on payment of the prescribed fee by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the relevant documents to the ERC within 15 days of receipt of the order on the appeal and make payment of the inspection fee as per the directions of the ERC.

NOW THEREFORE, the Council hereby remands back the case of Sarat Chandra Teacher Training Institute, Pandua, Hooghly, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sarat Chandra Teacher Training Institute, 654, Ownership, 39, Rosna, Pandua, Hooghly, West Bengal – 712149.
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.

(5)

F.No.89-35/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

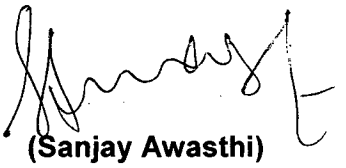
WHEREAS the appeal of Guru Nanak Girls College, Yamuna Nagar, Haryana dated 10.01.2017 is against the Order No. NRC/NCTE/NRCAPP-12437/260th Meeting/2016/162747 dated 02/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./ B.Sc. B.Ed. course on the grounds that "the applicant institution has not submitted non-encumbrance certificate signed by the Competent Authority. The order of the Tehsildar, Jagadhari dt. 18/04/2016 states that "non-encumbrance certificate cannot be issued." Itself establishes that non-encumbrance has not been procured and submitted."

AND WHEREAS Shri M.S. Sawhney, General Secretary and Dr. Varinder Gandhi, Principal , Guru Nanak Girls College, Yamuna Nagar, Haryana presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that NRC has again raised the objection regarding non-encumbrance certificate despite this having been submitted alongwith their letters no. GNGC/Courses/15 dt. 04/05/04.16 & 11/04/16. However, they have applied afresh for non-encumbrance certificate and the same has been issued on 01/12/2016, which is enclosed for re-consideration as there is now no other objection.

AND WHEREAS the Committee noted that the appellant has submitted the new non-encumbrance certificate dated 01.12.2016 to the NRC with their letter dated 13.12.2016, which has been received on 19.12.2016. In the circumstances the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the non-encumbrance certificate submitted by the appellant and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the NRC with a direction to consider the non-encumbrance certificate submitted by the appellant and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Guru Nanak Girls College, Yamuna Nagar, Haryana to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. **The Gen. Secretary, Guru Nanak Girls College, Santpura, Yamuna Nagar, Haryana – 135001 .**
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.

(6)

F.No.89-36/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Dr. C.V. Raman College of Education, Kota, Bilaspur, Chhattisgarh dated 03.01.2017 is against the Order No. WRC/APP2822/B.A.B.Sc. B.Ed.(Integrated) 4 Years/261st/C.G.2016/175513 dated 04/11/2016 of the Western Regional Committee, refusing recognition for conducting B.A. B.Sc. B.Ed. course on the grounds that the institution has submitted a Building Plan which shows that "the total built up area is only 3322 Sq. mtrs. which is insufficient to run all the existing and proposed course. This has already been brought to the notice of the University in earlier correspondence. Since the University is unable to provide any documentary evidence regarding the requirement of built up area, it is concluded they do not have the required built up area".

AND WHEREAS Dr. P.K. Naik and Dr. A.K. Thakur, Representative, Dr. C.V. Raman College of Education, Kota, Bilaspur, Chhattisgarh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "the institution has more than 4000 Sq. mts. administrative block of 3322.24 Sq. mts. Library of 931.82 Sq. mts and a multipurpose hall of 202.06 Sq. mts. The appellant enclosed two building plans showing the built up area of 3322 Sq. mts and 931.82 Sq. mts and a building completion certificate dated 30.06.2016 issued by a private Approved Valuer indicting a total built up area of 4546.16 Sq. mts".

AND WHEREAS the Committee noted that the ground of refusal is that the University has not provided any documentary evidence regarding the availability of required built up area. While the two building plans now submitted indicate that the proposed built up area is 4253.82 Sq. mts, the building completion certificate submitted and which showed a total built up area of 4546.16 Sq. mts, which is more than that proposed in the building plans, is neither in the prescribed form nor signed

by any Govt. Engineer. In these circumstances the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Asst. Registrar, Dr. C.V. Raman College of Education, 28, AISECT, 28, Kota, Bilaspur, Chhattisgarh – 495113.
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.

(7)

F.No.89-37/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Prabhat Jyotirmoyee College of Education, Abdarpur, Suri, Birbhum, West Bengal dated 1p3.01.2017 is against the Order No. ERC/224.7.2/ERCAPP4070/B.Ed/2016/50179 dated 01/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 09/07/2016 on the following grounds: i) As per VT report, science lab, geography lab, psychology lab have no running water facility and no working table. (ii) The third floor of the building is incomplete and is under construction. (iii) The "Prabhat Hyotirmoyee Educational Research Institute (ERCAPP4046)" and "Prabhat Jyotirmoyee College of Education (ERCAPP4070)" have no separate demarcation of the two buildings. (iv) The institution building has only one staircase and the corridor is very narrow. (v) Building plan and building completion certificate is not signed by any Govt. Engineer. (vi) In the submitted building plan, total built up area is 3501 sq. mts. whereas in building completion certificate total built up area is 1518 sq. mts. which is different. b. The institution submitted its reply dt. 28/07/2016 along with some certificates issued from different authorities. The Committee considered the reply of the applicant and observed that the institution is still deficient on the following grounds: (i) As per VT report, the third floor of the building is incomplete and is under construction. (ii) As per NCTE Regulation 2014, there is no provision for re-inspection of the institution. In view of the above, the Committee decided that application bearing code no. ERCAPP4070 of the institution regarding permission for B.Ed. Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Laehmant Bandyopadhyay, Secretary and Shri Bhwban Banerjee, Assistant of Manger, Prabhat Jyotirmoyee College of Education, Abdarpur, Suri, Birbhum, West Bengal presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that

"the only deficiency now pointed out is that the third floor of the building is incomplete and under construction. They have no deficiency on the shortage of actual size of any room, the total no. of rooms and there is no shortage of the total size of built-up area. The building completion certificate and the video footage which had been made in the presence of the VT Members are attached herewith which will speak the truth".

AND WHEREAS the Committee noted that the only ground indicated in the refusal order is regarding the non-completion of the third floor of the building. The Committee saw the CD which shows that all the floors of the building are complete. In the circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution on payment of the prescribed fee by the appellant, to ascertain the actual condition of the building in all respects vis a vis the proposed course and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the ERC with a direction to conduct a re-inspection of the institution on payment of the prescribed fee by the appellant, to ascertain the actual condition of the building in all respects vis a vis the proposed course and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Prabhat Jyotirmoyee College of Education, Abdarpur, Suri, Birbhum, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Prabhat Jyotirmoyee College of Education, 532, 535, 536, 537/1019, 1020, Sale Deed, Abdarpur, Suri, Birbhum, West Bengal – 731103 .**
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.

(9)

F.No.89-41/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Baby Martin Public Degree College, Dubagga, Lucknow, Uttar Pradesh dated 17.01.2017 is against the Order No. NRC/NCTE/NRCAPP-15155/260th Meeting/2016/162662 dated 02/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "as per report of VT they approached the institution two times for inspection i.e. on 17/05/2016 and 19/05/2016 but the institution has not agreed and inspection could not be done."

AND WHEREAS Dr. R.K. Pandey, Manger and Shri Sameer Ragi, Representative, Baby Martin Public Degree College, Dubagga, Lucknow, Uttar Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "VT member Mr. Mudit suddenly approached on 16/05/2016 at 8:30 P.M. in the institution campus and after a few minutes VT came back with the direction that they will come tomorrow i.e. 17/05/2016 for inspection, but VT did not come either 17/05/2016 or 19/05/2016. After waiting a long time when any information was not received from NCTE Jaipur or VT members, various letters and e-mails have been sent. The appellant also gave a letter dated 01.05.2017 explaining in detail how the VT members promised to conduct inspection on 17.05.2016 but did not come at all.

AND WHEREAS the Committee noted that while the VT reported that when they visited the institution on 17.05.2016 the appellant made no preparation for inspection, the appellant has submitted that one VT member came to the institution at 8:30 p.m. on 16.05.2016 but did not inspect on any of the following days. In view of the conflicting positions taken by the VT and the appellant, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to

conduct a fresh inspection by a new Visiting Team on payment of the prescribed fee by the appellant, and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the NRC with a direction to conduct a fresh inspection by a new Visiting Team on payment of the prescribed fee by the appellant and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Baby Martin Public Degree College, Dubagga, Lucknow, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Appellant, Baby Martin Public Degree College, Hardoi Road, Dubagga, Khasra No. 14/15, Mil., Baby Martin Public Society, Khasra No. 14/15 Mil., Begaria, Lucknow, Uttar Pradesh – 226101.
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.

(10)

F.No.89-42/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Institute of Teachers Training and Education, Maniram, Gorakhpur, Uttar Pradesh dated 16.01.2017 is against the Order No. NRC/NCTE/NRCAPP-14061/260th Meeting/2016/162575 dated 30/11/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution was issued letter of intent under clause 7(13) of NCTE Regulations, 2014. The institution did not submit any reply to letter of intent."

AND WHEREAS Shri Ashutosh Chaturvedi, Secretary, Institute of Teachers Training and Education, Maniram, Gorakhpur, Uttar Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "no sooner the petitioner received the letter of intent dt. 12/06/2016, petitioner applied to the university i.e. Deen Dayal Gorakhpur University for appointing the expert panel for the selection of the faculties as per the NCTE requirements. The University vide its letter dt. 25/07/2016 initiated the process of constituting the panel of experts. It was also directed that the 2 members of the Selection Committee will be from the approved Governing Body of the institution. The appellant also forwarded the names of the members for the approval from the University. It is relevant to state that the institution vide its letter dt. 08/08/2016 requested the NRC for granting extra time for the compliance of the LOI and stated the facts in detail. The NRC issued its show cause notice dt. 17/09/2016 which the petitioner replied vide its letter dt. 01/10/2016 stating that approval of the members for the Selection Committee is still pending at the end of the University and requested for 60 more days time. The appellant also stated the delay in the affidavit and submitted to the NRC. The University vide its letter dt. 28/11/2016 approved the members of the Governing Body of the appellant institution. The Selection Committee meeting of the University was convened and the faculties were selected and submitted before the University for their approval. NRC without considering the letter

of the petitioner refused the application of the appellant vide its order dt. 30/11/2016. It is submitted that there was no delay at the end of the appellant in the compliance of the LOI. The appellant was required to fulfil the requirements of the University as and when the University demanded. It is submitted that still the selection list for the approval is pending before the University and the appellant can get the approved list any day. It is submitted that the delay was at the end of the University. It is submitted that the NRC and the NCTE in similar occasions has granted time to similarly placed institutions. In the course of presentation the appellant submitted a letter dated 01.05.2017 enclosing a copy of the letter dated 18.03.2017 of DDU Gorakhpur University. In this letter the University approved the names of one HOD and nine lecturers for the proposed B.Ed. programme in the appellant institution. The appellant also submitted that they will fulfil all the requirements of the LOI and will submit the details to the NRC soon".

AND WHEREAS the Committee noted that letters of the appellant dated 08.08.2016 and 01.10.2016 in which they explained the process for selection/ approval of the faculty which was under way and sought extension of time have been received in the NRC. Since the appellant got their faculty approved by the affiliating University and undertook to fulfil the requirements of the LOI soon, the Committee concluded that the matter deserved to be remanded to the NRC with the direction to consider the list of approved faculty and other documents relevant to the LOI, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the list of approved faculty and other relevant documents to the NRC within 15 days of receipt of the order on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserved to be remanded to the NRC with the direction to consider the list of approved faculty and other documents relevant to the LOI, to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the list of approved faculty and other relevant documents to the NRC within 15 days of receipt of the order on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Institute of Teachers Training and Education, Maniram, Gorakhpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Institute of Teachers Training & Education, Maniram, Prayas, 127-B, Near Ganga Nagar Colony, Mirzapur, Pachperwa, Gorakhnath, Distt. – Gorakhpur, Sultanpur, Uttar Pradesh – 273001.
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.

(11)

F.No.89-43/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Times College of Education, Professor Colony, Damoh, Madhya Pradesh dated 17.01.2017 is against the Order No. WRC/APP3190/222/264th/{M.P.}/2016/177075 dated 20/12/2016 of the Western Regional Committee, refusing recognition for increase in intake in D.El.Ed. course on the grounds that "consequent to the issue of LOI, the institution submitted a list of one HOD and 8 faculty members who are qualified. As the competent authority's signature is not that of the principal but some one signed for principal, the institution, in a clarificatory letter dated 21.06.2016, was asked to re-submit the list with the signature and seal of the principal. The institution has not submitted the same till date".

AND WHEREAS Shri Sushil Gupta, Chairman and Dr. Ashish Pnteni, Memeber, Times College of Education, Professor Colony, Damoh, Madhya Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "due to long time gap from the time of online application, issue of LOI and the clarificatory letter, there was uncertainty and in that duration some teachers of preselected list left the institute and vacanicies occurred. The institute urged NCTE, WRC in their letter dt. 12/07/2016 for granting more time for submission of list. After this, the institute circulated an advertisement for appointment and reinitiated the process of appointment, and after the selection of teachers, institute approached the Principal of PGBT Chhatarpur for approval of staff list regularly through telephone and also sent a letter on 06/09/2016 but the Principal told that academic session will start in July 2017 so what is the urgency and have patience. Finally on 30/12/2016 the Principal of PGBT approved the list and institute submitted the same on 02/01/2017 to NCTE, WRC. During this period NCTE refused the recognition on 20/12/2016 but actually the above mentioned facts are responsible for delay in submission of faculty

list in given time limit. The appellant also submitted that as the academic session 2016-17 for which they applied is already running pending fulfilment of the formalities of the LOI they may be granted recognition for 2017-18 session".

AND WHEREAS the Committee noted that, in response to the clarificatory letter dated 21.06.2016 issued by the WRC, the appellant sent a letter dated 12.07.2016 to the WRC stating that the process of getting the selected faculty approved by the principal, Govt. College is underway and they will submit the approved list soon. This letter has been received by the WRC and is available in the file. However WRC in their 264th meeting held on 14-15 December, 2016 decided to refuse recognition on the ground that the institution has not submitted the faculty list approved by the competent authority and issued the refusal order on 20.12.2016. The appellant submitted a list of faculty verified by the principal, Govt college of Teacher Education Chhatarpur to the WRC with their letter dated 02.01.2017 which was received on that day itself.

AND WHEREAS the Committee noted the submission of the appellant regarding the steps taken by them in getting their new faculty approved by the principal of the Govt. College of Teacher Education, Chhatarpur and the fact that the details of approved faculty were received by the WRC, just a few days after the issue of the refusal order. In the circumstances, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the list of faculty submitted by the appellant with their letter dated 02.01.2017 and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the WRC with a direction to consider the list of faculty submitted by the appellant with their letter dated 02.01.2017 and take further action as per the NCTE Regulations, 2014.

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

(Sanjay Awasthi)
Member Secretary

1. **The Chairman, Times College of Education, Professor Colony Damoh, Madhya Pradesh – 470661 .**
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.

(12)

F.No.89-44/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sri Ramsurat Singh Yadav Mahila Mahavidyalaya, Sauna, Saidpur, Ghazipur, Uttar Pradesh dated 17.01.2017 is against the Order No. NRC/NCTE/NRCAPP-13267/255th Meeting/2016/155882 dated 19/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Applicant institution is Sri Ram Singh Yadav Mahila Mahavidyalaya whereas affiliation letter for running B.A. course is in favour of Ram Surat Singh Mahila Mahavidyalaya, which cannot be considered as evidence of being a composite institute. The land documents reveal that land is in the name of Sri Ram Surat Singh Shiksha Samiti whereas CLU states that the land for which CLU has been issued is in the name of Sri Ram Surat Singh Yadav Mahila Mahavidyalaya which is not acceptable."

AND WHEREAS the submission of the appeal has been delayed by two months 29 days beyond the prescribed time limit of 60 days. The appellant submitted that he submitted the appeal on 19.10.2016 but due to some reasons the documents came back, which they have deposited again. The Committee, noting the submission of the appellant decided to condone the delay and consider the appeal.

AND WHEREAS Shri Sunil Kumar Jaidev, Manager, Sri Ramsurat Singh Yadav Mahila Mahavidyalaya, Sauna, Saidpur, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "the Mahavidyalaya is affiliated to V.B.S.P. University Jaunpur for B.A. course on 16/06/2014. Land Khasra No. 1624 registry is in the name of Shri Ramsurat Singh Yadav Mahila Mahavidyalaya. The documents demanded by NRC Jaipur have been submitted according to Regulations, 2014. All the documents submitted are genuine. Even after that their application has been cancelled".

AND WHEREAS the Committee noted that the name of the institution has been mentioned as Sri Ramsurat Singh Yadav Mahila Mahavidyalaya in the online application whereas the institution's name in the affiliation letter dated 16.06.2014 for B.A. course, self-attested and submitted by the appellant with his affidavit dated 08.03.2016, has been mentioned as Shri Ramsurat Mahila Mahavidyalaya. The appellant, in the course of presentation submitted a copy of the affiliation letter dated 16.06.2014 for B.A. course, which is also enclosed to the appeal, in which the name of the institution has been mentioned as Shri Ramsurat Singh Yadav Mahila Mahavidyalaya. There is thus a prima facie difference in the names of the institution in the copies of the affiliation letters of the same date. As regards the ground relating to CLU, the Committee noted that the CLU issued by the competent authority, in which the name of the institution is mentioned, is in respect of the land owned by the Samiti, which is the applicant. In the circumstances this ground for refusal is not justified.

AND WHEREAS the Committee concluded that the mater deserved to be remanded to the NRC with a direction to get the two letters of affiliation for B.A. course dated 16.06.2014 submitted by the appellant verified by the Higher Education Deptt. Govt. of Uttar Pradesh and Veer Bahadur Singh Purvanchal Univerisity, Jaunpur so as to ascertain the correct name of the institution, in whose favour affiliation was granted, and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the NRC with a direction to get the two letters of affiliation for B.A. course dated 16.06.2014 submitted by the appellant verified by the Higher Education Deptt. Govt. of Uttar Pradesh and Veer Bahadur Singh Purvanchal Univerisity, Jaunpur so as to ascertain the correct name of the institution, in whose favour affiliation was granted, and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Sri Ramsurat Singh Yadav Mahila Mahavidyalaya, Sauna, Saidpur, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Ramsurat Singh Yadav Mahila Mahavidyalaya, Plot No. 1624, Village & AMP; AMP; AMP; AMP; AMP; Post – Sauna, Tehsil – Saidpur, Distt. – Ghazipur, Uttar Pradesh - 233221.
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.

C14

F.No.89-46/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Satyanam Satyaguru B.Ed. College, Muzaffarpur, Bihar dated 13.01.2017 is against the Order No. ERC/226.9.9/8140/D.El.Ed. & B.Ed./ERCAPP 201646192/2016/50697 dated 28.12.2016 of the Eastern Regional Committee, refusing their application for grant of recognition for conducting D.El.Ed. & B.Ed. course on the grounds that "a. SCN was issued on 20/09/2016 on the following grounds: (i) The date of application through online is 23/06/2016 and date of receipt of hard copy of online print out application is 25/07/2016 i.e. after the 15th July 2015. b. The institution submitted its representation dt. 07/10/2016 with a request to consider the application for granting recognition to the applied course. The Committee considered the representation of the institution and observed that the institution is deficient on SCN ground which is not acceptable. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing application no. ERCAPP201646192 of the institution regarding recognition of B.Ed. & D.El.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Anil Kumar, Manager and Shri Subhash Kumar, Asociate, Satyanam Satyaguru B.Ed. College, Muzaffarpur, Bihar presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "they could not send print out documents before 15th July 2016. because the mother of the person carrying the letter had passed away. They believed that he had sent the documents but he did not send due to his mother's death shock and after his mother's funeral rites over he joined office after one month. That is the reason, for which they could not send the hard copy on or before 15th July 2016, the last date. Due to misunderstanding they could not send on time."

AND WHEREAS the Committee noted that the hard copy of the application has been submitted after the stipulated date of 15.07.2016 and the appellant admitted

that they could not send it on or before 15.07.2016. In the circumstances, the Committee concluded that the ERC was justified in refusing the application and therefore, the appeal deserved to be rejected and the order of the ERC 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 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 Secretary, Satyanam Satyaguru B.Ed. College, Brahmpura, Thana Chowk, Muzaffarpur, Bihar - 842003.
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.

(15)

F.No.89-47/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Central Public College of Education, Chakghat, Rewa, Madhya Pradesh dated 19.01.2017 is against the Order No. WRC/APP3279/222/263rd/{M.P.}/2016/176336 dated 30/11/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Show Cause Notice was issued to the institution on 19/04/2016 and reply was received on 02/08/2016. The institution has still not submitted originally certified copy of land documents. Further, it is seen that the land is in the name of an individual and not in the name of the Society. The institution has also not replied to the Show Cause Notice point about the composite nature of the institution. Hence, Recognition is refused."

AND WHEREAS Shri Prashant Pathak, Manager, Central Public College of Education, Chakghat, Rewa, Madhya Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "the land of institution is registered in the name of Society. In support of the original copy of latest Khasara, Katouni and Rinpustika is submitted. Certificate issued by Tehsildar being the land of society is submitted in which land title Naveen Shristhi Shiksha Samiti has been written clearly. The institution is running Music College affiliated by Raja Man Singh Tomar University, Gwalior in which B.A. Music is running. Therefore, institution is of composite nature."

AND WHEREAS the Committee noted from the copy of the land document (Sale deed) which is the primary document to establish ownership, submitted by the appellant, that the buyer is an individual and only her designation as secretary of the Samiti has been mentioned. According to the provisions of NCTE Regulations, 2014, on the date of application, the institution or the society sponsoring the institution should be in possession of the land on ownership basis. Further according to the

provisions of the said Regulation a composite institution is one which is offering undergraduate or post graduate programmes of study in the field of liberal arts or humanities or social science or science or commerce or mathematics as the case may be B.A. (Music) course does not fall in the fileds mentioned in the Regulations.

AND WHEREAS in view of the position stated above, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Central Public College of Education, 176/02, Secretary Naveen Shristi Siksh, 176/02, Chakghat, Rewa, Madhya Pradesh – 486226 .**
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.

(16)

F.No.89-48/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Basanta Haridasi College of Education, Domkal, Murshidabad, West Bengal dated 15.01.2017 is against the Order No. ERC/225.12(iii).16/ERCAPP3779/B.Ed/2016/50525 dated 21/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 02/08/2016 on the following grounds: (i) Inspection letter was issued on 01/04/2016. (ii) The VT member has informed through letter dt. 17/04/2016 that the institution is not ready for inspection for D.El.Ed. and B.Ed. course within specified duration. The management informed to the VT members that the infrastructural and instructional facilities are not ready for inspection. (iii) As per NCTE Regulation 2014 the inspection shall not be conducted subject to the consent of the institution. b). Now, the institution vide letter dt. 22/08/2016 has informed that the construction of the building has been completed for inspection and requested to conduct the inspection as early as possible. c). As per NCTE Regulations, 2014, the inspection is not conducted as per willingness of the institution; hence, the Committee has refused the request of the institution. In view of the above, the Committee decided that application bearing code no. ERCAPP3779 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Nitya Ranjan Bala, Member, Basanta Haridasi College of Education, Domkal, Murshidabad, West Bengal presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "they have received inspection letter from NCTE on 01/04/2016. They could not reply to the VT member for the inspection of their institution because the building of their institution was under construction. But now they have completed the construction of the building and are ready for inspection of their institution because the infrastructural and instructional facilities are ready for inspection. First time the

trust was not willing to invite the inspection visiting team and prayed to give some time for the construction of their building but it was not accepted".

AND WHEREAS the Committee noted that according to the letter of the ERC dated 01.04.2016, the inspection of the institution was to be conducted on any day within 20 days from the date of the letter. The appellant has admitted that they were not ready for inspection at that time as the building was under construction. According to the provisions of clause 8(7) of the NCTE Regulations, 2014, at the time of inspection, the building of the institution shall be complete in the form a permanent structure, equipped with all necessary amenities and fulfilling all requirements prescribed in the norms and standards. Further according to the provisions of clause 7(7) of the said Regulations, inspection shall not be subject to the consent of the institution.

AND WHEREAS in view of the above position, 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 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 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, Basanta Haridasi College of Education, 479, 480, 481, 498, 505, Viti, Godagari, Domkol, Murshidabad, West Bengal - 742305.
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.

(17)

F.No.89-49/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Basanta Haridasi College of Education, Domkal, Murshidabad, West Bengal dated 15.01.2017 is against the Order No. ERC/225.12(iii).15/ERCAPP3784/D.El.Ed/2016/50520 dated 21/12/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. SCN was issued on 02/08/2016 on the following grounds: (i) Inspection letter was issued on 01/04/2016. (ii) The VT member has informed through letter dt. 17/04/2016 that the institution is not ready for inspection for D.El.Ed. and B.Ed. course within specified duration. The management informed to the VT members that the infrastructural and instructional facilities are not ready for inspection. (iii) As per NCTE Regulation 2014 the inspection shall not be conducted subject to the consent of the institution. b. Now, the institution vide letter dt. 22/08/2016 has informed that the construction of the building has been completed for inspection and requested to conduct the inspection as early as possible. c. As per NCTE Regulations, 2014, the inspection is not conducted as per willingness of the institution; hence, the Committee has refused the request of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code no. ERCAPP3784 of the institution regarding recognition for B.Ed. programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Nitya Ranjan Bala, Member, Basanta Haridasi College of Education, Domkal, Murshidabad, West Bengal presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "they have received inspection letter from NCTE on 01/04/2016. They could not reply to the VT member for the inspection of their institution because the building of their institution was under construction. But now they have completed the construction of the building and are ready for inspection of their institution because the infrastructural and instructional facilities are ready for inspection. First time the

trust was not willing to invite the inspection visiting team and prayed to give some time for the construction of their building but it was not accepted.

AND WHEREAS the Committee noted that according to the letter of the ERC dated 01.04.2016, the inspection of the institution was to be conducted on any day within 20 days from the date of the letter. The appellant has admitted that they were not ready for inspection at that time as the building was under construction. According to the provisions of clause 8(7) of the NCTE Regulations, 2014, at the time of inspection, the building of the institution shall be complete in the form a permanent structure, equipped with all necessary amenities and fulfilling all requirements prescribed in the norms and standards. Further according to the provisions of clause 7(7) of the said Regulations, inspection shall not be subject to the consent of the institution.

AND WHEREAS in view of the above position, 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 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 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 Secretary, Basanta Haridasi College of Education, 479, 480, 481, 498, 505, Viti, Godagari, Domkol, Murshidabad, West Bengal - 742305.
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.

(18)

F.No.89-50/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Dr. Bhim Singh College of Teachers Education, Raniganj, Aurangabad, Bihar dated 14.01.2017 is against the Order No. ERC/227.8.8/APP2504/B.Ed./2016/50413 dated 14/12/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show cause notice was issued on 06/12/2016 on the following grounds: (i) VT letter issued on 08/02/2016. (ii) The institution vide letter dt. 08/02/2016 informed that the building of the institution is not completed; hence the management is not ready for inspection. (iii) further, the institution vide letter dt. 12/05/2016 requested to conduct the institution as early as possible as the building of the institution has been completed. (iv) The Committee has not accepted the request of the institution for extension of time. (v) As per NCTE Regulations, 2014, the inspection is not conducted as per willingness of the institution. b. In response to SCN, the institution has submitted its reply dt. 01/12/2016 (on the basis of proceedings uploaded in ERC website) and requested for inspection of the institution. The ERC considered the representation of the institution and found that the institution is still deficient on the following grounds: (i) VT letter issued on 08/02/2016. (ii) The institution vide letter dated 08/02/2016 informed that the building of the institution is not completed; hence the management is not ready for inspection. (iii) Further, the institution vide letter dt. 12/05/2016 requested to conduct the institution as early as possible as the building of the institution has been completed. (iv) The Committee has not accepted the request of the institution for extension of time. (v) As per NCTE Regulations, 2014, the inspection is not conducted as per willingness of the institution. In view of the above, the committee decided that application bearing code No. ERCAPP2504 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shir Bhim Singh, Representative, Dr. Bhim Singh College of Teachers Education, Raniganj, Aurangabad, Bihar presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "despite repeated requests both written and telephonic and verbal assurance given by ERC to inspect the institution and consider the case to redress the problem, ERC did not inspect the institute and refused to give the recognition. For this institute will suffer for another session."

AND WHEREAS the Committee noted that according to the provisions of Clause 8(7) of the NCTE Regulations, 2014 at the time of inspection, the building of the institution shall be complete in the form of a permanent structure, equipped with all necessary amenities and fulfilling all requirements prescribed in the Norms and Standards. The appellant has admitted that they were not ready for inspection at that time (February 2016) as their building has not been completed yet. Further according to the provisions of Clause 7(7) of the NCTE Regulations, 2014 inspection shall not be subject to the consent of the institution.

AND WHEREAS in view of the above position, 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 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 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 Secretary, Dr. Bhim Singh College of Teacher Education, 2024 & 2026, Ownership, Raniganj, Aurangabad, Bihar – 824103.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. 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.

(19)

F.No.89-51/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Teachers Training College, Bogdo Panya Aalo, West Siang, Arunachal Pradesh dated 10.01.2017 is against the Order No. ER/7-224.7.1/ERCAPP3770/D.El.Ed./2016/49970 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 01/08/2016 on the following grounds: a) NOC for D.El.Ed. programme is not issued from the competent affiliating body to the institution. 2. The institution submitted its reply dated 16/08/2016 along with a copy of NOC issued from Directorate of Elementary Education, Govt. of Arunachal Pradesh on 16/08/2016 which is not acceptable. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing code No. ERCAPP3770 of the institution regarding permission for D.El.Ed. programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Tej Narain Prasad, Assistant Professor, Teachers Training College, Bogdo Panya Aalo, West Siang, Arunachal Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "on account of ignorance the institution approached the Director of Elementary Education for issuing NOC and by obtaining it from him, it was submitted to the ERC NCTE. Thereafter grant of permission for the D.El.Ed. (Addl. Course) was refused. Now the Managing Director of the institution consulted the SCERT Itanagar and had his NOC issued from there for starting D.El.Ed. Programme and submitted it to the ERC NCTE through email on 06/01/2017."

AND WHEREAS the Committee noted that appellant has obtained a provisional No Objection Certificate from the SCERT, Arunachal Pradesh only on 06.01.2017, whereas they applied for D.El.Ed. course on 29.06.2015. According to the provisions

of clause 5(3) of the NCTE Regulations, 2014 a No Objection Certificate issued by the concerned affiliating body shall be submitted along with the online application. Since the appellant did not fulfil this requirement, 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 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 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 Managing Director, Teachers Training College, 05/09, Bogdo Panya, 05/09, Bogdo, Aalo, West Siang, Arunachal Pradesh – 791001.
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 Arunachal Pradesh, Itanagar.

(20)

F.No.89-52/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Shri Mangalam Shiksha Mahavidyalaya, Ratangawan Khas, Rewa, Madhya Pradesh dated 23.01.2017 is against the Order No. WRC/APP3045/223/262nd 2016/176096 dated 25.11.2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "ANS WHEREAS, the matter was placed before WRC in its 262nd Meeting held on November 10-11, 2016 and the Committee decided that "...The Clarification letter was sent to the institution on 26/04/2016. The letter returned undelivered. Reply received on 02/06/2016. The notarized copy of 'Prapatra B' has been submitted. However, the NOC from the University for running specific courses at the Graduate level has not been submitted. Hence, Recognition is refused."

AND WHEREAS Dr. R.P. Tiwari, Director, Shri Mangalam Shiksha Mahavidyalaya, Ratangawan Khas, Rewa, Madhya Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "the College has being running from year 2000 and affiliation for 2016-17 was under process in the University and affiliation fees is already deposited. Hence, institute is composite in nature and not in standalone. So, kindly instruct WRC to conduct inspection." The appellant with his letter dated 01.05.2017 enclosed a copy of the letter dated 28.04.2017 from the Registrar, Avadhesh Pratap Singh Vishwavidyalaya, Rewa, M.P. in which it is mentioned that the Standing Committee of the Academic Council in their meeting held on 11.04.2017 recommended grant of temporary affiliation to Shri Mangalam Mahavidyalaya for conducting B-A and B.Sc. Course during the year 2017-18 and after the Executive Council approves this recommendation letter of temporary affiliation will be issued.

AND WHEREAS the Committee noted that according to the provisions of clause 3(a) of the NCTE Regulations, 2014 commencement of new teacher education programmes shall be in composite institutions and according to clause 2(b) of the said Regulations, composite institution inter alia means a duly recognised higher education institution offering undergraduate or post graduate programmes of study in the field of liberal arts or humanities or social science or science or commerce or mathematics as the case may be. The appellant institution, which is yet to get temporary affiliation for B.A./B.Sc. courses, cannot be considered a composite institution at the time of application. In the circumstances, the Committee concluded that the WRC was justified in refusing recognition and therefore, the appeal, deserved to be rejected and the order of the WRC confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. Shri Mangalam Shiksha Mahavidyalaya, Ratangawan, 65/1, Chha, Gariyara, 65/1, Chha, Ratangawan, Khas, Rewa, Madhya Pradesh - 486333.
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.

(21)

F.No.89-53/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Nathulal Das Primary Teachers Training Institute, Manikpur, Aurangabad, Murshidabad, West Bengal dated 17.01.2017 is against the Order No. ERC/225.7.1/ERCAPP3276/D.El.Ed/2016/50604 dated 26/12/2016 of the Eastern Regional Committee, refusing recognition for additional intake in D.El.Ed. course on the grounds that "the built up area as per VT and previous B.C.C. was 3351.94 Sq. mts., whereas as per fresh building plan and BCC built up area is 4419.25 Sq. mts. The building plan and BCC having built up area of 4419.25 Sq. mts. submitted after the inspection cannot be considered as there is no provisions for re-inspection of the institution to verify the new construction of the building".

AND WHEREAS Shri Krishna Chandra Das and Shri Santan Das, Representative, Nathulal Das Primary Teachers Training Institute, Manikpur, Aurangabad, Murshidabad, West Bengal presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "at the time of application they were not aware that 4000 Sq. mts. building is required for two units each of D.El.Ed. and B.Ed. course and submitted building plan and building completion certificate of the building Block 'A' of 3351.94 Sq. mts. ignoring a completed building Block 'B' of 894.60 standing in the same ground beside Block 'A'. After inspection, Block 'A' has been extended by 172.66 Sq. mts. Now the total building area available is 3351.94 Sq. mts. + 172.66 Sq. mts. + 894.60 Sq. mts = 4419.20 Sq. mts, which exceeds the criteria of NCTE Regulations, 2014 to run double units of D.El.Ed. and B.Ed. course".

AND WHEREAS the Committee noting the submissions of the appellant that there are two buildings Block 'A' and Block 'B' with a built up area exceeding 4000 Sq. mts. and the appellant has also submitted a Building Completing Certificate

covering both the blocks, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, and take further action as per NCTE Regulation, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the ERC with a direction to conduct a re-inspection of the institution, on payment of the prescribed fee by the appellant, and take further action as per NCTE Regulation, 2014.

NOW THEREFORE, the Council hereby remands back the case of Nathulal Das Primary Teachers Training Institute, Manikpur, Aurangabad, Murshidabad, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The President, Nathulal Das Primary Teachers Training Institute, Khatian LR 1146, 1147, Viti, LR 368, 369, Manikpur, Aurangabad, Murshidabad, West Bengal – 742224 .
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.

(23)

F.No.89-55/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Tejas Institute of Educational and Training, Khaila Khekra, Bagpat, Uttar Pradesh dated 30.01.2017 is against the Order No. NRC/NCTE/NRCAPP 14195/260th Meeting/2016/162561 dated 30.11.2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution was issued letter of intent under clause 7(13) of NCTE Regulations, 2014. The institution did not submit any reply to the letter of intent."

AND WHEREAS Shri Vipin Kumar, Manager, Tejas Institute of Educational and Training, Khaila Khekra, Bagpat, Uttar Pradesh presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation and in a letter dated 01.05.2017 given at the time of presentation it was submitted that "(i) after the issue of LOI on 27.06.2016, they approached the affiliating University i.e. Ch. Charan Singh University Meerut to constitute a selection Committee and accord approval of staff in accordance with the LOI; (ii) despite repeated requests the University did not carry out the exercise for approval of staff; (iii) the University in their communication dated 17.01.2017 constituted the Selection Committee (iv) NRC, in the meantime issued a show cause notice dated 23.09.2016 and the appellant in their reply dated 21.10.2016 apprised that the University banned new courses for some time and requested to keep their case in abeyance/hold. (v) the NRC, while passing the refusal order, has not considered this aspect or said any word; (vi) as per Regulations 7(13) of the NCTE Regulations, 2014 in the process of appointment of staff the institution shall be provided all assistance to ensure that the faculty is appointed as per norms and therefore, it is for the University and NRC to ensure that the exercise pursuant to issuance of LOI regarding approval of staff is done in time; (vii) the NRC ought to have taken a pragmatic view in the matter of extending time for submitting compliance report and corresponded with the University so that

selection of staff could be made in terms of the mandate of the NCTE Regulations, 2014 and (viii) the appellant cannot be penalised for inaction of the University. The appellant with their letter dated 01.05.2017 submitted a copy of the letter dated 03.03.2017 from CCS University, Meerut in which the University approved the faculty of the institution consisting of principal, a HOD and eight lectures. The appellant subsequently, with their letter dated 05.05.2017 submitted the particulars of the selected faculty consisting of one principal, one HOD and eight lectures signed by the Registrar, CCS University on 04.05.2017".

AND WHEREAS the Committee noted that appellant's reply to the show cause notice was received by the NRC and in that letter, the appellant, explaining the delay caused due to a decision taken by the University, requested time to complete the process. The Committee also noted that after the affiliating University constituted the Selection Committee in their letter dated 17.01.2017, selection of faculty was made and the university approved the faculty on 03.03.2017 i.e. in about one and half months time. In these circumstance, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the faculty approved by the affiliating body to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the letter of approval of University, the particulars of staff approved and all other relevant documents required as per the LOI to the NRC within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to the NRC with a direction to consider the faculty approved by the affiliating body to be submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to submit the letter of approval of University, the particulars of staff approved and all other relevant documents required as per the LOI to the NRC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Tejas Institute of Educational and Training, Khaila Khekra, Bagpat, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Tejas Institute of Education and Training, 350, NA, NA, Khaila, Khekra, Bagpat, Uttar Pradesh - 250101.
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.89-59/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of IASE, R.V. Teachers College, Bangalore, Bangalore Urban District Karnataka dated 27.01.2017 is against the Order No. NCTE/SRC/SRCAPP 201630113/Master of Education (M.Ed.)/KA/2017-2018/4 dated 21.01.2017 of the Southern Regional Committee, rejecting the application for granting recognition for conducting M.Ed. course on the grounds that "The SRC in its 327th meeting held on 19th-20th, January, 2017 has observed the matter and decided as under: NOC cannot be accepted now. The time-limit prescribed by NCTE for its receipt is long past. BCC is still not given. LUC also is not given. Reject the application. Return FDR's if any. Close the file."

AND WHEREAS Dr. Krishnaiah, Principal, IASE, R.V. Teachers College, Bangalore, Bangalore Urban District Karnataka presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "NOC was submitted after show cause notice. BCC submitted but signed by private recognized Bangalore City Corporation Consultant. LUC – is not available for our institution as ours is a civic amenity site."

AND WHEREAS the Committee noted that according to clause 5(3) of the NCTE Regulations, 2014, a No Objection Certificate (NOC) issued by the concerned affiliating body shall be submitted along with the printout of the online application. The appellant obtained the NOC only on 15.12.2016 and submitted the same on 23.12.2016. Since the appellant has not fulfilled the requirement of the NCTE Regulations, 2014 with regard to submission of NOC, the Committee concluded that the SRC was justified in rejecting the application and therefore, the appeal deserved to be rejected and the order of the SRC 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 rejecting the application 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, IASE, R.V. Teachers College, Bangalore, Bangalore Urban District, Karnataka – 560011.
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.

(25)

F.No.89-60/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Smt. Pana Devi Rameshwar Lal Sharma Teachers Training College, Chirawa, Jhunjhunu, Rajasthan dated 15.01.2017 is against the Order No. NRC/NCTE/Recognition/2016/162167 NRCAPP-15224 dated 16/11/2016 of the Northern Regional Committee, granting recognition for conducting one unit (50) B.A. B.Ed./B.Sc. B.Ed. integrated 4 year course. The appellant wants recognition for two units (100).

AND WHEREAS Sh. Rajkumar Sharma, Director, Smt. Pana Devi Rameshwar Lal Sharma Teachers Training College, Chirawa, Jhunjhunu, Rajasthan presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that they have applied for conducting B.A. B.Ed./B.Sc. B.Ed. course with an intake of 100 seats (two units). The institution has appointed 16 faculty as required by NCTE Regulations, 2014 and submitted list of 16 faculty members duly approved by affiliating body in compliance of LOI. The institution has sufficient infrastructural and instructional facilities to run two units of the proposed B.A. B.Ed. / B.Sc. B.Ed. course. They have submitted their willingness for two units as per EDS submitted to VT members. The inspection of their institution was carried out by VT members appointed by NRC, NCTE for two units. The order of recognition does not mention the reasons for reduced intake and NRC, NCTE does not give any opportunity to their institution for clarification as to why the institution was granted recognition for one unit as against two units applied for. The affiliating body has given NOC for B.A. B.Ed. / B.Sc. B.Ed. course."

AND WHEREAS the Committee noted that the appellant in the affidavit enclosed to the application dated 30.06.2015 for grant of recognition for B.A. B.Ed. and B.Sc. B.Ed. course indicated the desired intake as 50 (fifty). The appellant, in the affidavit dated 30.04.2016 submitted at the time of inspection of their institution

mentioned B.A. B.Ed. and B.Sc. B.Ed. (two units). The Visiting Team in their inspection report dated 30.04.2016 noted the intake proposed 'as per norms' and recommended that the institution may be considered to B.A. B.Ed. and B.Sc. B.Ed. course. The NRC in their 252nd meeting held from 19th April to 2nd May, 2016 (Part-14, 02.05.2016) while deciding to issue Letter of Intent for B.A. B.Ed./ B.Sc. B.Ed. course did not specify the intake or particular course. No formal letter of intent appears to have been issued. The appellant, referring to the minutes of the NRC's 252nd Meeting sent various documents with their letter dated 30.05.2016. In their letter the appellant stated that they opt for two basic units (100 seats) – one unit of B.A. B.Ed. and one unit of B.Sc. B.Ed. The documents forwarded with this letter include an affidavit wherein B.A. B.Ed./ B.Sc. B.Ed. with an intake of 100 is mentioned and particulars of 15 faculty members countersigned by the Dean, Faculty of Studies Pt. DU Shekhavati University, Sikar. The NRC after considering the documents submitted by the appellant issued recognition order on 16.11.2016 for one unit (50) of B.A. B.Ed./ B.Sc. B.Ed. integrated 4 year course.

AND WHEREAS the Committee noted that according to the Norms and Standards for the 4 year integrated. B.A. B.Ed./ B.Sc. B.Ed. course contained in Appendix 13 to the NCTE Regulations, 2014, this course is not one or a combined course but two distinct courses, namely, B.A. B.Ed. and B.Sc. B.Ed. for which separate teaching faculty are required. Therefore, the intake in the basic unit (50) of each course has to be separately indicated by the applicant in the application. Similarly, the Regional Committee, while granting recognition should indicate the course and intake in the order. While the appellant in their letter dated 30.05.2016 requested for two units one each of B.A. B.Ed. and B.Sc. B.Ed., the NRC issued the recognition order indicating the course as a combined one, whereas it is not. In the circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to grant revised recognition for one unit each (50 intake) of BA,B.Ed and B.Sc.B.Ed courses subject to the course requirements being fulfilled by the appellant as per the NCTE Regulations, 2014.

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

the NRC with a direction to grant revised recognition for one unit each (50 intake) of BA,B.Ed and B.Sc.B.Ed courses subject to the course requirements being fulfilled by the appellant as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Smt. Pana Devi Rameshwar Lal Sharma Teachers Training College, Chirawa, Jhunjhunu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Smt. Pana Devi Rameshwar Lal Sharma Teachers Training College, 569, Educational, Patta No. 562, Aduka, Chirawa, Jhunjhunun, Rajasthan – 333026.
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.

(26)

F.No.89-61/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Shri Rameshwar Lal Sharma T.T. College, Surajgarh, Kajra, Jhunjhunu, Rajasthan dated 15.01.2017 is against the Order No. NRC/NCTE/Recognition/2016/162167 NRCAPP-15330 dated 16/11/2016 of the Northern Regional Committee, granting recognition for conducting one unit (50) of B.A. B.Ed. /B.Sc. B.Ed. integrated 4 year course. The appellant wants recognition for two units (100).

AND WHEREAS Smt. Leela Sharma, Secretary, Shri Rameshwar Lal Sharma T.T. College, Surajgarh, Kajra, Jhunjhunu, Rajasthan presented the case of the appellant institution on 01/05/2017. In the appeal and during personal presentation it was submitted that "they have applied for conducting B.A. B.Ed./B.Sc. B.Ed. course with an intake of 100 seats (two units). The institution has appointed 16 faculty as required by NCTE Regulations, 2014 and submitted list of 16 faculty members duly approved by affiliating body in compliance of LOI. The institution has sufficient infrastructural and instructional facilities to run two units of the proposed B.A. B.Ed. / B.Sc. B.Ed. course. They have submitted their willingness for two units as per EDS submitted to VT members. The inspection of their institution was carried out by VT members appointed by NRC, NCTE for two units. The order of recognition does not mention the reasons for reduced intake and NRC, NCTE does not give any opportunity to their institution for clarification as to why the institution was granted recognition for one unit as against two units applied for. The affiliating body has given NOC for B.A. B.Ed. / B.Sc. B.Ed. course."

AND WHEREAS the Committee noted that the appellant in the affidavit enclosed to the application dated 30.06.2015 for grant of recognition for B.A. B.Ed. and B.Sc. B.Ed. course indicated the desired intake as 50 (fifty). The appellant, in the affidavit dated 30.04.2016 submitted at the time of inspection of their institution

mentioned B.A. B.Ed. and B.Sc. B.Ed. (two units). The Visiting Team in their inspection report dated 01.05.2016 noted the intake proposed as two units (100) and stated that the institution has unadequate infrastructural and instructional facilities as per norms and Regulations, 2014. The NRC in their 252nd meeting held from 19th April to 2nd May, 2016 (Part-14, 02.05.2016) while deciding to issue Letter of Intent for B.A. B.Ed./ B.Sc. B.Ed. course did not specify the intake or particular course. No formal letter of intent appears to have been issued. The appellant, referring to the minutes of the NRC's 252nd Meeting, sent various documents with their letter dated 30.05.2016. In their letter the appellant stated that they opt for two basic units (100 seats) – one unit of B.A. B.Ed. and one unit of B.Sc. B.Ed. The documents forwarded with this letter include an affidavit wherein B.A. B.Ed./ B.Sc. B.Ed. with an intake of 100 in mentioned and particulars of 15 faculty members countersigned by the Dean, Faculty of Studies Pt. DU Shekhavati University, Sikar. The NRC, after considering the documents submitted by the appellant issued recognition order on 16.11.2016 for one unit (50) of B.A. B.Ed./ B.Sc. B.Ed. integrated 4 year course.

AND WHEREAS the Committee noted that according to the Norms and Standards for the 4 year integrated. B.A. B.Ed./ B.Sc. B.Ed. course contained in Appendix 13 to the NCTE Regulations, 2014, this course is not one or a combined course but two distinct courses, namely, B.A. B.Ed. and B.Sc. B.Ed. for which separate teaching faculty are required. Therefore, the intake in the basic unit (50) of each course has to be separately indicate by thee application in the application. Similarly, the Regional Committee, while granting recognition should indicated the course and intake in the order. While the appellant in their letter dated 30.05.2016 requested for two units one each of B.A. B.Ed. and B.Sc. B.Ed., the NRC issued the recognition order indicating the course as a combined one, whereas it is not. In the circumstances, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to grant revised recognition for one unit each (50 intake) of BA,B.Ed and B.Sc.B.Ed courses subject to the course requirements being fulfilled by the appellant as per the NCTE Regulations, 2014.

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

the NRC with a direction to grant revised recognition for one unit each (50 intake) of BA, B.Ed and B.Sc. B.Ed courses subject to the course requirements being fulfilled by the appellant as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shri Rameshwar Lal Sharma T.T. College, Surajgarh, Kajra, Jhunjhunu, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Rameshwar Lal Sharma T.T. College, 16, Kajra, Tehsil – Surajgarh, Distt. – Jhunjhunun, Rajasthan – 333030.
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.

(28)

F.No.89-65/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana dated 01.02.2017 is against the Order No. NRC/NCTE/NRCAPP-10162/260th Meeting/2016/162813 dated 05/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed/ B.Sc. B.Ed. course on the grounds that "The applicant institution has not submitted the reply of show cause notice dt. 27/09/2016 issued by the NRC, NCTE within the stipulated time period."

AND WHEREAS Prof. R.S. Sangwan, Dean Education and Dr. Sarita Kumari, Assistant Professor, Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "the Indira Gandhi University, Meerpur, Rewari is a State University located in Village – Meerpur, District – Rewari, Haryana. The University is a newly established state run University under the provision of IGU Act No. 29 of 2013. After its establishment, the University attempted to establish the Department of Education and applied for 4 years integrated course course on 22/05/2015. After inspection, the Letter of Intent was issued by NRC, NCTE on 26/04/2016 and asked to submit the compliance of the LOI. At the time of receipt of LOI, there was no HOD/Faculty member of Physical Education/Education discipline working in the Department of Education because the University was in the initial phase. Further, Director Higher Education, Haryana had issued a Memo No. 20/9-2014 UNP (1) dt. 25/04/2016 stating that all the Education college/institutes shall be affiliated to CRSU Jind. Since, there was no faculty member as cited above, the dealing clerk misunderstood the subject matter on the following two points: The letter of intent was considered as the recognition order by the dealing clerk. The affiliating University for M.Ed./M.P.Ed./B.A. B.Ed. course shall be CRSU, Jind. However, all the conditions of LOI were implemented by the University, the

qualified staff and Chairperson was appointed and 40 students were admitted in the M.P. Ed. Course. After, receipt of the refusal order only the matter came to the notice of the authorities and considering the matter seriously an enquiry committee was constituted by the Vice-Chancellor. After going through the complete issue thoroughly the committee found that the dealing hand had not brought the SCN dt. 27/09/2016 in the notice of Chairperson/Registrar as a result the SCN could not be replied in time. Presently, 40 students are on the roll of the institution and the future of these students is in question mark. It is accepted open heartedly, that there is fault on the part of the administration of University, but not intentionally. Therefore, keeping in view of the present critical situation, it is humbly requested to set aside the refusal order of NRC issued on date 5 December 2016."

AND WHEREAS Appeal Committee noted that letter of intent dated 26.04.2016 was issued to appellant institution seeking reply on various points within a period of two months. Committee further noted that a Show Cause Notice (SCN) dated 27.09.2016 was issued to appellant institution seeking written representation for not submitting any reply to LOI dated 26.04.2016. Reply to SCN was required to be submitted within 30 days from the date of issue of SCN i.e. 27.09.2016. Appellant institution did not submit reply to SCN and resultantly impugned refused order dated 05.12.2016 was issued on the ground that appellant had not submitted reply to SCN.

AND WHEREAS Appeal Committee noted that submission made by appellant stating that LOI and SCN could not be replied to as University was at its initial stage and Deptt. of Education was lacking adequate personnel.

AND WHEREAS Appeal Committee does not find the reason given by appellant convincing and justifiable enough for not having responded to LOI and SCN which were required to be replied within a certain time frame. NRC is justified in refusing recognition after waiting for about 8 months. Appeal Committee decided to confirm the impugned refusal order dated 05.10.2016.

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 05.12.2016.

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

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

(Sanjay Awasthi)
Member Secretary

1. **The Chairperson, Department of Education, 34, Donated Gram Panchayat, Bhoomi, 739, Meerpur, Rewari, Haryana - 122502.**
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.

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F.No.89-66/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana dated 24.01.2017 is against the Order No. NRC/NCTE/NRCAPP-10440/260th Meeting/2016/162796 dated 02/12/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The applicant institution has not submitted the reply of show cause notice dt. 27/09/2016 issued by the NRC, NCTE within the stipulated time period."

AND WHEREAS Prof. R.S. Sangwan, Dean Education and Dr. Sarita Kumari, Assistant Professor, Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Indira Gandhi University, Meerpur, Rewari is a State University located in Village – Meerpur, District – Rewari, Haryana. The University is a newly established state run University under the provision of IGU Act No. 29 of 2013. After its establishment, the University attempted to establish the Department of Education and applied for 2 years M.P.Ed. course on 23/06/2015. After inspection, the Letter of Intent was issued by NRC, NCTE on 16/02/2016 and asked to submit the compliance of the LOI. At the time of receipt of LOI, there was no HOD/Faculty member of Physical Education/Education discipline working in the Department of Education because the University was in the initial phase. Further, Director Higher Education, Haryana had issued a Memo No. 20/9-2014 UNP (1) dt. 25/04/2016 stating that all the Education college/institutes shall be affiliated to CRSU Jind. Since, there was no faculty member as cited above, the dealing clerk misunderstood the subject matter on the following two points: The letter of intent was considered as the recognition order by the dealing clerk. The affiliating University for M.Ed./M.P.Ed. course shall be CRSU, Jind. However, all the conditions of LOI were implemented by the University, the qualified staff and Chairperson was appointed and 40 students were admitted in the

M.P. Ed. Course. After, receipt of the refusal order only the matter came to the notice of the authorities and considering the matter seriously an enquiry committee was constituted by the Vice-Chancellor. After going through the complete issue thoroughly the committee found that the dealing hand had not brought the SCN dt. 14/10/2016 in the notice of Chairperson/Registrar as a result the SCN could not be replied in time. Presently, 40 students are on the roll of the institution and the future of these students is in question mark. It is accepted open heartedly, that there is fault on the part of the administration of University, but not intentionally. Therefore, keeping in view of the present critical situation, it is humbly requested to set aside the refusal order of NRC issued on date 2 December 2016 and regularize the recognition order for the same session i.e. 2016-17."

AND WHEREAS Appeal Committee noted that a Letter of Intent (LOI) dated 16.02.2016 was issued to appellant institution seeking compliance on certain points within a period of two months. Appellant institution vide its letter dated 22.04.2016 sought extension of two months time for fulfilling the required conditions. NRC Jaipur issued a Show Cause Notice (SCN) dated 27.09.2016 to appellant institution on grounds of not submitting reply to LOI. The appellant institution was required to submit written representation in reply to SCN within 30 days of the issue of Notice.

AND WHEREAS Appellant institution has broadly given following reasons for not submitting reply to LOI.

i. LOI was considered to be recognition order.
ii. Change in the affiliating university.
iii. There was no HOD/ Faculty member at the time of receipt of LOI.

AND WHEREAS Appeal Committee does not find the reasons given to be convincing as the Central University of Haryana, Madendergarh vide their letter dated 22.04.2016 had requested for extension of two months' time for fulfilling conditions of LOI. It therefore, cannot be said that LOI was taken as recognition letter. The appellant University has not been able to comply with the conditions of LOI even belatedly. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 02.12.2016.

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 02.12.2016 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 Chairperson, Department of Education, Indra Gandhi University (IGU), Meerpur, Rewari, Haryana – 123401.
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.

(30)

F.No.89-67/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana dated 28.01.2017 is against the Order No. NRC/NCTE/NRCAPP-10433/261st Meeting/2016/164091 dated 29.12.2016 of the Northern Regional Committee, refusing recognition for conducting M.P.Ed. course on the grounds that "SCN was issued to the institution on 14/10/2016. The institution has not submitted reply of the SCN. *Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDR's, if any, be returned to the institution."*

AND WHEREAS Prof. R.S. Sangwan, Dean Education and Dr. Sarita Kumari, Assistant Professor, Department of Physical Education, Indra Gandhi University, Meerpur, Rewari, Haryana presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "the Indira Gandhi University, Meerpur, Rewari is a State University located in Village – Meerpur, District – Rewari, Haryana. The University is a newly established state run University under the provision of IGU Act No. 29 of 2013. After its establishment the University attempted to establish the Department of Education and applied for 2 years M.P.Ed. course on 23/06/2015. After inspection the Letter of Intent was issued by NRC, NCTE on 16/02/2016 and asked to submit the compliance of the LOI. At the time of receipt of LOI, there was no HOD/Faculty member of Physical Education/Education discipline working in the Department of Education because the University was in the initial phase. Further, Director Higher Education, Haryana had issued a Memo No. 20/9-2014 UNP (1) dt. 25/04/2016 stating that all the Education college/institutes shall be affiliated to CRSU Jind. Since, there was no faculty member as cited above, the dealing clerk misunderstood the subject matter on the following two points: The letter of intent was considered as the recognition order by the dealing clerk. The affiliating University for M.Ed./M.P.Ed. course shall be CRSU, Jind.

However, all the conditions of LOI were implemented by the University, the qualified staff and Chairperson was appointed and 40 students were admitted in the M.P. Ed. Course. After, receipt of the refusal order only the matter came into the notice of the authorities and considering the matter seriously an enquiry committee was constituted by the Vice-Chancellor. After going through the complete issue thoroughly the committee found that the dealing hand had not brought the SCN dt. 14/10/2016 in the notice of Chairperson/Registrar as a result the SCN could not be replied in time. Presently, 40 students are on the roll of the institution and the future of these students is in question mark. It is accepted open heartedly, that there is fault on the part of the administration of University, but not intentionally. Therefore, keeping in view of the present critical situation, it is humbly requested to set aside the refusal order of NRC issued on date 2 December 2016 and regularize the recognition order for the same session i.e. 2016-17."

AND WHEREAS Appeal Committee noted that a letter of intent (LOI) dated 16.02.2016 was issued to appellant institution seeking compliance on various points within a period of two months. As the appellant institution did not submit compliance within the stipulated period, a Show Cause Notice (SCN) dated 14.10.2016 was issued seeking written representation from the appellant within a period of 30 days. The appellant institution did not submit reply to SCN as well.

AND WHEREAS the appellant in its written submission has stated that appellant university is in its initial stages and at the time of grant of LOI there was no HOD/ Faculty Member of Physical Education.

AND WHEREAS Appeal Committee noted that LOI was issued in February, 2016 and the appellant institution did not bother to send any communication to NRC even to acknowledge receipt of these letters. The appellant University did not submit any compliance report to NRC even belatedly. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 29.12.2016 issued by NRC Jaipur.

AND WHEREAS on 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 29.12.2016 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 Chairperson, Department of Physical Education, Indra Gandhi University (IGU), Meerpur, HOD, Department of Physical Education, Rewari, Haryana – 123401.
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.

(31)

F.No.89-68/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Khatu Shyam College, Dausa, Rajasthan dated 27.01.2017 is against the Order No. NRC/NCTE/NRCAPP-10451/257th (Part-3) Meeting/2016/159345 dated 29/09/2016 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. 15/12/2015 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 Suresh Chand Sharma, Director, Khatu Shyam College, Dausa, Rajasthan presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "In response to the SCN issued vide letter no. F.NRC/NCTE/NRCAPP-10451/131543 dt. 15/12/2015 our institution submitted compliance report along with all necessary evidence & documents on 04/01/2016 by hand at diary no. 128524."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 29.09.2016 was issued on the ground that appellant institution did not submit reply to Show Cause Notice (SCN) dated 15.12.2015 within 30 days stipulated time. Appellant during the course of appeal presentation submitted that reply to SCN was submitted in the office of NRC on 04.01.2016 which was acknowledged vide Diary No. 128524 dated 04.01.2016. The submission made by appellant was found to be correct and the above letter is available on the regulatory file of NRC Jaipur. Appeal Committee further noted that office of Director, Primary Education, Rajasthan, Bikaner has also issued NOC dated 29.06.2015 to the Appellant institution for conducting D.El.Ed. programme.

AND WHEREAS Appeal Committee, therefore, decided to set aside the impugned refusal order dated 29.09.2016 with direction to process the application of appellant institution.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the heaving, Appeal Committee concluded to set aside the impugned refusal order dated 29.09.2016 with directions to process the application of appellant institution.

(Sanjay Awasthi)
Member Secretary

1. The Director, Khatu Shyam College, 225-226, Registry, Dehlal, Lalsot, Dausa, Rajasthan – 303511.
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.

(32)

F.No.89-69/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Baba Farid College of Education, Village – Deon, Bathinda, Punjab dated 25.01.2017 is against the Order No. NRC/NCTE/NRCAPP-11299/260th Meeting/2016/162928 dated 05/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The compliance with the appeal order dt. 26/09/2016, the reply of show cause notice submitted by the institution dt. 08/04/2016, does not have valid ground/reasons for extending the date of inspection by VT."

AND WHEREAS Shri Gurusimran Singh and Shri Kulwinder Singh, Representatives, Baba Farid College of Education, Village – Deon, Bathinda, Punjab presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "We, in this context respectfully submit that Principal, Baba Farid College of Education, Muktsar Road, Deon, Bathinda had received a phone call on 22nd January (Friday at 9:30 PM) 2016 from the representative of NCTE visiting team that an inspection team will be visiting Baba Farid College of Education for inspection on 27th January 2016. In response, the institution expressed its inability to get the required inspection done and requested the visiting team to grant a little extension."

AND WHEREAS Appeal Committee noted that NRC had issued letter of inspection dated 15.01.2016 and the appellant institution was proposed to be inspected between 18.01.2016 to 30.01.2016. The Visiting Team in its report dated 30.01.2016 conveyed to NRC that management of appellant institution has given a written request that due to their Annual International Fest, VIBGYOR 16, scheduled for 29, 30 & 31st January, 2016 it may not be possible for them to get inspection conducted. The appellant requested that inspection be conducted on different date. Appeal Committee further noted that recognition for B.A. B.Ed./ B.Sc. B.Ed. was

refused by NRC on the ground that appellant institution did not submit reply to SCN which was on ground of refusal of the institution to get inspected. Appeal Committee considered the matter in its meeting held on 27.08.2016 and issued order dated 26.09.2016 remanding back the case to NRC as appellant institution had submitted evidence of having submitted reply dated 08.04.2016 to the SCN.

AND WHEREAS after issue of the Appeal order dated 26.09.2016 the appellant institution submitted its earlier reply dated 08.04.2016 to NRC enclosing therewith copies of all relevant documents which included a brochure depicting the major events of the sports Meet held in the institution between 29 to 31 January, 2016. Appeal Committee further noted that appellant institution is already recognised for conducting M.A. (Education) and B.Ed. programmes and is a NAAC accredited 'A' Grade institution. The request for postponement was on genuine ground.

AND WHEREAS Appeal Committee, therefore, decided to set aside the refusal order dated 05.12.2016 issued by NRC with directions to get the institution inspected on payment of fee.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during hearing, Appeal Committee concluded to set aside the impugned refusal order dated 05.12.2016 with directions to NRC to conduct inspection of the appellant institution subject to payment of necessary fee.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Baba Farid College of Education, Muktsar Road, Deon, Bhathinda, Punjab – 151001.
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 Punjab, Chandigarh.

(36)

F.No.89-75/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sikshanilay B.Ed. College, Rajganj, Jalpaiguri, West Bengal dated 28.01.2017 is against the Order No. ER/7-ER-225.8.3/ERCAPP2910/B.Ed./2016/50328 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 04/08/2016 on the following grounds: (i) The applicant institution submitted single application for B.Ed. programme which comes under the category of standalone institution. As per NCTE Regulation 2(14), standalone institution is not permissible to grant any teacher training programme. (ii) Non-encumbrance certificate issued from Land Revenue Department not submitted. b. In response to SCN, the institution submitted it reply dt. 25/08/2016 informing that they have obtained NOC for B.A. course from the North Bengal University. the ERC considered the representation of the institution and found that the institution is still deficient on the following grounds:- (i) At the time of online application, the institution was standalone institution. (ii) NOC for B.A. programme from the North Bengal University issued 25/08/2016 i.e. after the online submission of B.Ed. Programme. In view the above, the committee decided as under: The committee is of the opinion that application bearing code No. ERCAPP2910 of the institution regarding recognition for B.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Shri B.K. Ghoshalmoulick and Shri P.K. Basu, Trustees, Sikshanilay B.Ed. College, Rajganj, Jalpaiguri, West Bengal presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "the Application Trust "Raja Rammohan Roy Educational Foundation" submitted its online application in the name of "Sikshanilay B.Ed. College" for grant of recognition for the academic session 2016-17 with annual intake (100) for B.Ed. Programme (ERCAPP2910) on 29/05/2015. The Application

Trust has received its No Objection Certificate (NOC) for B.Ed. Course from the University of North Bengal; vide Letter Ref. No. 2300/R-2015 (A), dated 30/06/2015, which is one of the basic criteria of B.Ed. application. The Application Trust has received its No Objection Certificate (NOC) for B.A. (General) Course from the University of North Bengal, West Bengal; vide Letter Ref. no. 597/R-2016, dated 22/02/2016, which is one of the basic criteria in establishment of General Degree College as a composite Institution. The Application for B.Ed. (ERCAPP2910) was complete in the all respect as per NCTE Regulation 2014, where as in all the affidavits/undertakings /documents it was clearly mentioned that the proposed B.Ed. Course and B.A. (General) Course was under the Trust "Raja Rammohan Roy Educational Foundation" in the name of Sikshanilay B.Ed. College, which comes under the composite institution. The Application Trust, in its reply dated 25/08/2016 against Show Cause Notice vide Ref. No. ERC/7-219.4.2/B.Ed. /ERCAPP2910/2016/48829, dated 04/08/2016 proceedings of the 219th Meeting held on 22-23rd July, 2016 by ERC NCTE Bhubaneswar, submitted all the necessary documents alongwith a written submission, which was not considered by ERC NCTE." The Application Trust, in its reply dated 03/08/2016 prayer for consideration also submit the facts that the application for B.Ed. Programme (ERCAPP2910) earlier rejected by ERC NCTE on some different grounds, However the Hon'ble Appeal Committee remanded back the case to ERC NCTE for further processing vide order F.NO. 89-66/2016 Appeal/4th Meeting-2016/26464, dated 18/04/2016. No ground of standalone institution/composite institution was pointed out by ERC NCTE on first time refusal order. ERC NCTE without consideration of the documents/written submission/(s) by the Application Trust including affidavit/undertaken refused the application of B.Ed. Programme (ERCAPP2910) applied for the academic session 2016-17 (Vide order NO. ER/7ER-225.8.3./ERCAPP2910/B.Ed./2016/50328, dated: 07/12/2016) with liberty to file an appeal to the Applicant institution as per NCTE act 1993. The applicant trust found some important FAQ from NCTE website where it was clearly directed that "Any institution offering Undergraduate or / and Postgraduate programmes in Social Sciences/Sciences/Humanities/Commerce (B.A., B.Sc. B.Ed./M.A., M.Sc., M.Com, etc.) is considered as composite institution for the purpose of NCTE Regulation 2014." The applicant trust further submitted from FAQ that if the BCA, BBA & B.Ed. programmes are running in an institution which also offers Undergraduate/Postgraduate courses in liberal education programmes,

the institution will be considered as a composite institution whereas if these programmes are running in a Technical Institution, it will not be considered as a composite institution. The applicant trust, in good intention and willingness to become a composite institute has approached before the University of North Bengal, for Establishment of General Degree College, for B.A. (General) course alongwith B.Ed. programme (ERCAPP2910) in compliance with the NCTE Regulation 2014. The applicant trust, affirms that the proposed B.Ed. (ERCAPP2910) programme and proposed General Degree College under the same University shall run by the same Trust in the same name as a composite institute as per the NCTE Regulation 2014. The applicant Trust/Institution does not come under standalone institute as the Applicant Trust has already get NOC from the University of North Bengal for BA (Bachelor's Degree in Arts) course, vide Ref. No. 597/R-2016, dt. 22/02/2016 and shown its willingness for Establishment of General Degree Courses under the same Trust. The applicant trust/institution also found the applicant trust, at present has all the necessary documents related to Composite Institute and Non-Encumbrance Certificate in accordance with the requirements set-up by the ERC, NCTE, to establish its position and may satisfy the Hon'ble Appeal Committee in favour of the institution against such refusal. Hence, the Applicant Trust/Institute had no other alternative but to file an Appeal Application before the Hon'ble Appeal Committee, NCTE New Delhi, under Section 18 of the NCTE Act 1993, to reconsider the case and Remand Back to ERC NCTE for further processing of the application."

AND WHEREAS Appeal Committee noted that a Show Cause Notice(SCN) dated 04.08.2016 was issued to appellant institution on following two grounds:

i. Applicant institution is a standalone institution.
ii. Non-Encumbrance Certificate issued from Land Revenue Department not submitted.

AND WHEREAS appellant institution submitted reply dated 25.08.2016 enclosing therewith a copy of NOC dated 22.02.2016 issued by University of North Bengal and a Non-Encumbrance Certificate dated 24.08.2016 certifying that there is no encumbrance on Plot No. 164, 163, 165 possessed by the appellant institution. The refusal order dated 07.12.2016 issued by ERC Bhubaneshwar is on the ground that institution was standalone at the time of online application and NOC for B.A.

programme is dated 25.08.2016. Appeal Committee noted that the date of NOC is 22.02.2016 and it was submitted by the appellant institution on 25.08.2016. The appellant institution did not fill up the detail of any other existing and applied for courses in the application form. Grant of NOC is also no guarantee that an institution is entitled to get the course and appellant did not submit any valid evidence during the course of appeal presentation on 02.05.2017 to prove that affiliation has been granted by North Bengal University to start B.A. (General) course. Composite status of the appellant institution therefore, does not stand confirmed. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 07.12.2016 issued by ERC Bhubaneshwar as recognition for commencement of new teacher education programmes shall be offered in composite institution (Reference para 3(a) of the NCTE Regulations, 2014).

AND WHEREAS on 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 07.012.2016 issued by ERC under clause 3(a) of NCTE Regulation, 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 Trustee Member, Sikshanilay B.Ed. College, Plot No.-LR 164, 163, 165, Village – Patagara, Fatapukur, Post Office/Tehsil/Taluka – Rajganj, Jalpaiguri, West Bengal – 735134 .

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

3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.

4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-78/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Gandhian College of Elementary Education, Hayathnagar, Rangareddy District, Telengana dated 31.01.2017 is against the Order No. SRO/APS09425/D.El.Ed/TS/2016-17/90373 dated 05/12/2016 of the Southern Regional Committee, withdrawing recognition for conducting D.El.Ed. course on the grounds that "1. CD now given also does not open. 2. BP – not approved by competent authority. 3. Faculty list is not in original. Not in format. 4. Deficiencies pointed out in Show Cause Notice have not been rectified."

AND WHEREAS Shri Raghu Chandra, Representative, Gandhian College of Elementary Education, Hayathnagar, Rangareddy District, Telengana presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "We have submitted the CD on 04/10/2016. When we received a SCN for the first time we again submitted CD which is perfectly opening. When we went to check why the CD is not opening to the SRC Bangalore, the CD was found broken into two pieces. That's the reason for not opening the CD. Original BP which we have submitted is signed by the competent authority. Faculty list which we have submitted is issued by the Director of SCERT, Telangana, but it is not in format. We will now submit the faculty list original in format. We have taken good care of SCN wherever we have received the SCN from SRC Bangalore. We have submitted the entire original documents to the SRC, Bangalore. We have shown all the original documents to the director SRC, Bangalore. Hence, we are requesting you to kindly grant a permission to run the D.Ed. institute for the session 2017-18."

AND WHEREAS Appeal Committee noted that appellant institution was granted recognition for conducting D.El.Ed. programme with an annual intake of 50 seats in May, 2009. Appeal Committee further noted that appellant institution submitted a written request to SRC in February, 2016 for shifting. The requisite fee for shifting

was paid. As shifting involved change of building in the same promises, title of land was not in question. Appeal Committee noted that impugned order withdrawing recognition is mainly on the ground that:

a) CD does not open.
b) Building Plan (BP) not approved by competent authority.
c) Faculty list is not in original. Not in format.
d) Deficiencies pointed out in SCN have not been rectified.

AND WHEREAS Appeal Committee noted that appellant institution cannot be blamed for a CD which is found broken or is found not compatible to the system in regional Committee office. Appeal Committee noted that appellant had submitted to SRC a Building Completion Certificate (BCC) in original alongwith application for shifting. The BCC is approved by Asst. Ex. Engineer MPP(PR) Gundlapalhi, Nalgonda. The BCC indicates that Building Plan is approved by Gram Panchayat, Kuntpoor. Building plan and BCC are documents which supplement each other and if BCC is issued by competent government authority mentioning the name of authority approving Building Plan it becomes a acceptable document. The appellant during the course of appeal presentation submitted originally approved copy of faculty and copy of building plan bearing the seal and signature of Asst. Executive Engineer.

AND WHEREAS in this connection attention is invited to proviso to section 17(1) of the NCTE Act which prescribes that 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. Appeal Committee also had an opportunity to glance through the VT report dated 17.08.2016 which hardly contains any negative point. Appeal Committee, therefore, decided to set aside the impugned order of withdrawal which otherwise also is not justifiable because recognition from academic session 2016-17 cannot be withdrawn by an order issued on 05.12.2016. Appellant institution is required to submit to SRC within 15 days a copy of originally approved staff list and building plan approved by competent government authority.

AND WHEREAS on perusal of Memoranda of Appeal, affidavit documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned order of withdrawal which otherwise also is not

justifiable because recognition from academic session 2016-17 cannot be withdrawn by an order issued on 05.12.2016. Appellant institution is required to submit to SRC within 15 days a copy of originally approved staff list and building plan approved by competent government authority.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Gandhian College of Elementary Education, #3-58, Peddamberpet Road, Kuntloor (V), Hayathnagar (M), R.R. Dist. – Hyderabad, Rangareddi, Andhra Pradesh - 501505.
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.

(41)

F.No.89-80/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/8/17

ORDER

WHEREAS the appeal of Springdale Mahila Mahavidyalaya, Dohna Pitamrai, Nainithal Road, Bareilly, Uttar Pradesh dated 03.02.2017 is against the Order No. NRC/NCTE/NRCAPP-857/261st Meeting/2016/163980 dated 29/12/2016 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "AND WHEREAS, the institution did not submit reply of Show Cause Notice dt. 23/06/2014. The matter was considered by NRC in its 261st Meeting held on 14th to 19th December 2016. The Committee observed that "the applicant institution has not submitted the reply of the show cause notice of the NRC, NCTE issued under Section 17 of the NCTE Act, 1993. The Committee, therefore, decided to withdraw the recognition of the institution for B.Ed. course under Section 17 of the NCTE Act, 1993."

AND WHEREAS Shri Tarun Jagota, President, Springdale Mahila Mahavidyalaya, Dohna Pitamrai, Nainithal Road, Bareilly, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Since Mahavidyalaya has not received any Show Cause Notice from NRC, NCTE. Mahavidyalaya doesn't know even what is the complaint about? As Mahavidyalaya was running on the lease building since 2003 and in year 2013 Mahavidyalaya has been granted permission to shift in own building from NRC, NCTE and M.J.P. Rohilkhand University, Bareilly. Mahavidyalaya is also accredited by NAAC with grade B in year 2015. Mahavidyalaya also submitted compliance report as per New Regulation Act 2014 to the Council."

AND WHEREAS Appeal Committee noted that the impugned order dated 29.10.2016 withdrawing recognition for B.Ed. programme is on the ground that appellant institution did not submit reply to Show Cause Notice dated 23.06.2014. The appellant in its submission denied hearing received any Show Cause Notice.

AND WHEREAS Appeal Committee further noted that on the basis of an application made for shifting premises and inspection conducted on 19.05.2013, the appellant institution was allowed to shift the institution to a new premises vide letter no. NRC/NCTE/UP 857/216th Meeting/55699 dated 29.07.2013. The SCN dated 23.06.2014 was issued to appellant institution at following address:

(a) "Rajinder Shikshak Samiti,
Plot No. 146, 147, Nawada Jogian
Dist. Barailly, U.P.

Appeal Committee observed that above address is different from the following address given in the Visiting Team Report dated 19.05.2013:

(b) Springdale Mahila Mahevidyalya
Vill. Dohana,
Pritamagri,
Nainital Road,
Near Siddhi Vinayak Institution
Bareilly

Appeal Committee also noted that order of recognition granted under revised NCTE Regulations issued on 05.06.2015 was addressed to the institution at the Nainital Road address mentioned at (b) above. Committee, therefore, is convinced that appellant might not have received the SCN which was sent to the institution at its old address.

AND WHEREAS Appeal Committee, therefore, decided to set aside the impugned order dated 29.12.2016. WRC may opt to reissue the SCN at the correct address and re-examine the mater afresh.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee

concluded to set aside the impugned withdrawal order dated 29.12.2016. WRC may opt to reissue the SCN at the correct address and re-examine the matter afresh.

(Sanjay Awasthi)
Member Secretary

1. The President, Springdale Mahila Mahavidyalaya, Village – Dohna Pitamrai, Near Nainital Road, Bareilly, Uttar Pradesh – 243202.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-81/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Ashoka College of Education, Rajgrah Naveen Nagar, Saharanpur, Uttar Pradesh dated 30.01.2017 is against the Order No. NRC/NCTE/NRCAPP-14852/260th Meeting/2016/162585 dated 01/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was issued letter of intent under clause 7(13) of NCTE Regulations, 2014. The institution did not submit any reply to letter of intent."

AND WHEREAS Shri Yogesh Gautam, Representative, Ashoka College of Education, Rajgrah Naveen Nagar, Saharanpur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Kindly accept my deepest apologies for mistake in regard for not depositing the file on time. Due to the delay in teacher approval from State Govt. the file is not being deposited on time and for the same we requested for time extension on 29/09/2016 at NRC, Jaipur receipt no. 152423 dated 29/09/2016. The file is deposited at NRC Jaipur receipt no. 159762 dt. 26/12/2016."

AND WHEREAS Appeal Committee noted that a Letter of Intent (LOI) dated 12.06.2016 was issued to appellant institution seeking compliance within a period of two months. Committee further noted that a Show Cause Notice dated 31.08.2016 was issued for not sending compliance and seeking written representation within a period of 30 days. Appellant in reply to SCN requested NRC to grant extension of time for getting faculty list approved by affiliating body.

AND WHEREAS Appeal Committee noted that appellant institution submitted to NRC on 26.12.2016 a set of papers including biodata and list of selected candidates, copies of FDRs etc. Although the reply submitted by appellant is found to be lacking in many respect, NRC should have processed this compliance report

on its merits as appellant institution has requested for extension of time in reply to the SCN. Appeal Committee deicided to remanded back the case to NRC for considering the reply to LOI which is already available on file.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on records and oral arguments advanced during the hearing, Appeal Committee concluded to remanded back the case to NRC to process the compliance report submitted to NRC on 06.12.2016 available on relevant regulatory file.

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 process the compliance report submitted to NRC on 06.12.2016 available on relevant regulatory file.

NOW THEREFORE, the Council hereby remands back the case of Ashoka College of Education, Rajgrah Naveen Nagar, Saharanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Trustee, Ashoka College of Education, Rajgrah Naveen Nagar, Haharanpur, Uttar Pradesh - 247001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-84/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh dated 14.02.2017 is against the Order No. NRC/NCTE/NRCAPP-13828/261st Meeting/2016/163598 dated 23/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution has submitted two applications one for D.El.Ed. course NRCAPP-13826 and another for B.Ed. course NRCAPP-13863. The NRC considered the reply of the show cause notice of the NRC submitted by the applicant institution. The building plan shows that the total built-up area is 2239.90 sq. mts. The VTR shows that the total built-up area is 3239.90 sq. mts. The Building Completion Certificate attached with the reply of show cause notice shows that the total built-up area is 4249.90 sq. mts. The institution has misled the VT members and the NRC."

AND WHEREAS Shri A.K. Singh, Member and Shri A. Pandey, Vice Secretary, Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Built-up area as per VTR 3239.90 sq. mts. which is correct. Total built-up area for D.El.Ed. Programme is 2239 sq. mts. and remaining for B.Ed. programme. After visit institution created additional infrastructure for both programme for which Building Completion Certificate for area of 4249.90 sq. mts. has been submitted."

AND WHEREAS Appeal Committee noted that inspection of the appellant institution was conducted on 01.05.2016 and Visiting Team mentioned the built up area as 3239.90 Sq. mtrs. The Building Completion Certificate (BCC) enclosed with VT mentioned the built up are 34873 Sq. feet. Subsequently a Letter of Intent (LOI) dated 12.06.2016 was issued which was followed up by a Show Cause Notice dated

02.09.2016 on the ground that reply to LOI was not given by the appellant. The appellant institution sent reply to LOI by submitting a compliance dated 03.09.2016. In the letter of intent, there was no point relating to the building plan or the built up area and Appeal Committee is of the opinion that had there been any deficiency pertaining to the required built up area for a composite institution, it would have been sorted out before issue of LOI. The appellant's plea that 'the institution has made some additional construction work and a new BCC for a built up area of 45755.54 Sq. feet is enclosed' should not be negated and taken as a disqualification. The built up area was adequate earlier as reported by VT and by additional construction, the institution has been able to add on the built up area. Appeal Committee, therefore, decided to remand back the case to NRC for further processing of the application.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal committee concluded to remand back the case to 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 for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Pandit Sankatha Prasad Pandey Academy 83, 86, 85, 82, 87, 84, Own Bharthipur, Amethi, Sultanpur, Uttar Pradesh – 227405.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-85/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh dated 14.02.2017 is against the Order No. NRC/NCTE/NRCAPP-13828/261st Meeting/2016/163598 dated 23/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has submitted two applications one for D.El.Ed. course NRCAPP-13826 and another for B.Ed. course NRCAPP-13863. The NRC considered the reply of the show cause notice of the NRC submitted by the applicant institution. The building plan shows that the total built-up area is 2239.90 sq. mts. The VTR shows that the total built-up area is 3239.90 sq. mts. The Building Completion Certificate attached with the reply of show cause notice shows that the total built-up area is 4249.90 sq. mts. The institution has misled the VT members and the NRC."

AND WHEREAS Shri A.K. Singh, Member and Shri A. Pandey, Vice Secretary, Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Built-up area as per VTR 3239.90 sq. mts. which is correct. Total built-up area for D.El.Ed. Programme is 2239 sq. mts. and remaining for B.Ed. programme. After visit institution created additional infrastructure for both programme for which Building Completion Certificate for area of 4249.90 sq. mts. has been submitted."

AND WHEREAS Appeal Committee noted that inspection of the appellant institution was conducted on 01.05.2016 and Visiting Team mentioned the built up area as 3239.90 Sq. mtrs. The Building Completion Certificate (BCC) enclosed with VT mentioned the built up are 34873 Sq. feet. Subsequently a Letter of Intent (LOI) dated 12.06.2016 was issued which was followed up by a Show Cause Notice dated

02.09.2016 on the ground that reply to LOI was not given by the appellant. The appellant institution sent reply to LOI by submitting a compliance dated 03.09.2016. In the letter of intent, there was no point relating to the building plan or the built up area and Appeal Committee is of the opinion that had there been any deficiency pertaining to the required built up area for a composite institution, it would have been sorted out before issue of LOI. The appellant's plea that 'the institution has made some additional construction work and a new BCC for a built up area of 45755.54 Sq. feet is enclosed' should not be negated and taken as a disqualification. The built up area was adequate earlier as reported by VT and by additional construction, the institution has been able to add on the built up area. Appeal Committee, therefore, decided to remand back the case to NRC for further processing of the application.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral argument advanced during the hearing, Appeal committee concluded to remand back the case to 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 for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Pandit Sankatha Prasad Pandey Academy, Sultanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Manager, Pandit Sankatha Prasad Pandey Academy, Bhart Hipur, Amethi, Sultanpur, Uttar Pradesh - 227405.**
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.

(45)

F.No.89-86/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sidheshwar Shital Devi Narayan Mahavidyalaya, Deoria, Uttar Pradesh dated 14.02.2017 is against the Order No. NRC/NCTE/NRCAPP-12740/260th Meeting/2016 dated 13/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Institution has submitted online application for the B.Ed. course. Reply of the Show Cause Notice submitted by the institution on 27/09/2016 for the change in the name of the course cannot be entertained."

AND WHEREAS Shri Ajay Kumar Singh, Manager, Sidheshwar Shital Devi Narayan Mahavidyalaya, Deoria, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "Sir, there is a clerical mistake done from our side of the online application while selecting the name of the course, it has been wrongly selected as B.Ed. in place of D.El.Ed! A letter of request was sent to the NRC for name conversion with all documents accepting our mistake but has not been accepted. (a copy of letter is attached here with for your kind consideration."

AND WHEREAS Appeal Committee noted that as per online application dated 30.05.2015, the name of the course applied for is B.Ed. programme whereas all other documents i.e. forwarding letter, affidavit, NOC name of affiliating body do indicate that programme intended to be applied for by the appellant institution is D.El.Ed. The appellant institution is already conducting B.Ed. programme with an intake of 100 seats.

AND WHEREAS Appeal Committee is therefore, convinced that mentioning the name of B.Ed. programme at one place in the online application was a bonafide clerical intake and the appellant had also requested the NRC in response to the

Show Cause Notice to treat the application as made for D.El.Ed. Appeal Committee decided to remand back the case to NRC for further processing of the application treating the course applied for as D.El.Ed.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during hearing, Appeal Committee concluded to remanded back the case to NRC for further processing of the application treating the course applied for as D.El.Ed.

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 treating the course applied for as D.El.Ed.

NOW THEREFORE, the Council hereby remands back the case of Sidheshwar Shital Devi Narayan Mahavidyalaya, Deoria, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sidheshwar Shitaldev Narayan Mahavidyalaya, Plot/Khasra No.-1171, Village and Post – Bharhe Chaura, Bhatni, Salempur, Deoria, Uttar Pradesh – 274701.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-87/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Prakash B.Ed. Teachers Training College, Saran, Bihar dated 12.02.2017 is against the Order No. ERC/230.7.4./APP 2749/D.El.Ed./2017/51378dated 16/02/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 16/12/2016 on the following grounds: (i) The institution is required to submit a fresh CD consisting of the whole building (existing + proposed) looking at a glance (to be shown at a time) covering whole infrastructural and instructional facilities. b. In response to SCN, the institution submitted reply vide letter dt. 06/01/2017 along with CD. The ERC considered the reply of the institution and observed that the institution is still deficient on the following grounds:- (i) Site plan issued by the Land Revenue Department is not submitted. (ii) Land possession/Mutation certificate issued from Land Registering Authority is not submitted. (iii) Submitted building plan is not a proper building plan as some handwritten matters like name of institution, total land area & total built-up area etc. mentioned in the plan is not accepted. In view the above, the committee decided as under: The committee is of the opinion that application bearing Code No. ERCAPP2749 of the institution regarding permission for D.El.Ed. Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Shri Tarun Parkash, Director and Prof. R.N. Singh, Representative, Prakash B.Ed. Teachers Training College, Saran, Bihar presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "As per SCN issued to the institution vide letter no. F.ERC/225.2.8/(D.El.Ed)/ERCAPP2749/2016/50457 on dt. 16/12/2016. The institution has not been asked for submission of site plan, as the site plan is already available in the sale deed earlier submitted by the institution at the time of application and also handed over to the VT at the time of inspection. However, the institution is

ready to submit the copy of fresh site plan issued by the competent Govt. Authority to the Appeal Committee. Again, the mutation certificate is not asked in SCN issued to the institution and it has been already submitted by the institution multiple times, once at the time of application and also at the time inspection to VTM if the council go through the documents submitted by the institution it must be present in the institution documents annexure. However, the institution is once again ready to submit the Mutation certificate to the Appeal Committee during personal presentation. As per submitted building plan submitted to the ERC, as a reply to the SCN some handwritten matters like name of the institution, total land area & total built-up area etc. mentioned are duly cross checked and countersigned by the competent Govt. Engineer & Sub-Divisional Officer concerned."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 16.02.2017 was issued by ERC on following three grounds:

i. Site Plan issued by Land Revenue Deptt. is not submitted.
ii. Mentation Certificate issued by Land Registering Authority not submitted.
iii. Handwritten matter on building plan is not acceptable.

AND WHEREAS Appeal Committee further noted that before issue of impugned refusal order a Show Cause Notice (SCN) dated 16.12.2016 was issued to appellant institution. None of the grounds mentioned in the impugned order dated 16.02.2017 was mentioned in the SCN seeking written representation from the appellant institution. Appeal Committee further noted that the Visiting Team conducted inspection of the appellant institution on 09.04.2016 and did not raise any question on the eligibility of the institution on account of land and built up area available with the appellant institution. Appeal Committee further noted that appellant institution had submitted with its application a certificate dated 27.04.2015 issued by office of Sub-Divisional officer verifying that land area of 6711 Sq. mters and built up area of 4011 Sq. mts in possession of Parkash B.Ed. Teacher Training College. The requirement of submit Mentation Certificate and Site Plan is not envisaged in NCTE Regulations and these documents can be asked for as additional documents only if the Visiting Team raises some objections relating to ownership and location of land.

AND WHEREAS appellant during the course of appeal presentation on 02.05.2017 submitted copy of same building plan where handwritten legend was verified by the plan approving authority. Appeal Committee, therefore, deemed it to be a fit case for setting aside the impugned order and remanding back the case to ERC for further processing of the application.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order dated 16.02.2017 and 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 Prakash B.Ed. Teachers Training College, Saran, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Prakash B.Ed. Teachers Training College, 112, 123, Survey No. 3605, 2340, Chetan Chhapra, NA, Saran, Bihar – 841403 .
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.

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F.No.89-92/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Reshmi College of Education, Ghazipur, Uttar Pradesh dated 16.02.2017 is against the Order No. NRC/NCTE/NRCAPP-3524/261st Meeting/2016/164217 dated 30/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution submitted list of faculty dt. 18/04/2014 claimed to have been approved by the affiliating university on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating university i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28/07/2016 received in NRC office on 07/08/2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating university on 18.04.2014 has not been issued by the university and the university approved the list only on 02/05/2016. The institution has thus submitted a fake list of faculty for seeking grant of recognition. The list of faculty dt. 02/05/2016 submitted by the institution vide its letter received in NRC office on 28/10/2016 in response to SCN dt. 17/09/2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 23/04/2015 for which institution submitted the fake list of faculty. *NRC decided to withdraw the recognition for B.Ed. course under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."*

AND WHEREAS Shri Radheyshyam Yadav, Manager, Reshmi College of Education, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of Show Cause Notice with relevant document on time. The list of faculties fully approved by the affiliating body on time but did not sent on time to NRC. Relevant documents are attached with this appeal."

AND WHEREAS Appeal Committee noted that inspection of the appellant institution was conducted on 15.10.2013 for a proposed intake of 100 seats of B.Ed. programme. Committee further noted that NRC in its 225th Meeting held from 25th February to 1st March, 2014 decided to issue letter of intent (LOI) under clause 7(9) of NCTE Regulations, 2009. No formal Letter of Intent was however, issued. On the basis of a compliance letter dated 13.03.2015 submitted by the applicant institution, NRC in its 235th Meeting held on 15-18 April, 20015 issued a combined recognition order dated 23.04.2015.

AND WHEREAS on analysis of the case file Appeal Committee noted that LOI was issued to the Institution under clause 7(9) of NCTE Regulations, 2009 when B.Ed. programme was of one year duration and requirement of faculty was for one year accordingly required. When the NRC decided to issue recognition order, the B.Ed. programme was of two year duration and accordingly more faculty was required to be appointed. No stipulation to this effect was made in the recognition order dated 23.04.2015 Appeal Committee also noted that appellant institution before grant of recognition had submitted to NRC a list of faculty approved by affiliating body vide letter dated 18.04.2015. The statement containing Biodata of the recommended candidate was however, not signed and certified by the affiliating body. The affiliating University addressed a letter dated 28.07.2016 enclosing therewith list of institution in whose case recognition order were issued by NRC before approval of the faculty by the affiliating University. The name of Rashmi College of Teacher Education appeared at serial no. 23 of that list. NRC took this revelation as a valid reason for issue of Show Cause Notice (SCN) dated 17.09.2016 on the ground that faculty list dated 18.04.2014 submitted by the institution for seeking recognition was fake. On getting reply to SCN NRC opted to get the approved list of faculty verified by the affiliating University by writing a letter dated 11.11.2016. NRC without giving a reminder to affiliating University to expedite reply issued impugned refusal order dated 30.12.2016. Appeal Committee noted that subsequently a reply dated 06.01.2017 was received in the office of NRC where affiliating University had confirmed giving approval of faculty as mentioned in the letter dated 18.04.2014.

AND WHEREAS Appeal Committee is of the view that when the reasons for withdrawing recognition have ceased to exist and affiliating University has confirmed having approved the faculty on the basis of which recognition was granted, the impugned withdrawal order dated 30.12.2016 is not justified and hence is set aside.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned order of withdrawal dated 30.12.2016.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Reshmi College of Teacher Education, Plot No. 0050, Village – Atariya, PO – Dharammarpur, Taluk-Ghazipur, Sadar, Ghazipur, Uttar Pradesh – 233232.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-93/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sri Vashisht Mahavidyalaya, Siksha Sankay, Baghari, Jamania, Ghazipur, Uttar Pradesh dated 14.02.2017 is against the Order No. NRC/NCTE/NRCAPP-3432/261st Meeting/2016/164166 dated 29/12/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution submitted lists of faculty dt. 26/02/2015 claimed to have been approved by the affiliating University on the basis of which it was granted recognition by NCTE to run the B.Ed. course. The affiliating University i.e. Veer Bahadur Singh Purvanchal University, Jaunpur made a complaint vide its letter dt. 28/07/2016 received in NRC office on 07/08/2016 against some institutions including the present one that the list of faculty claimed to have been approved by the affiliating University on 26/02/2015 has not been issued by the University and the University approved the list only on 14/01/2016. The institution has thus submitted a fake list of faculty for seeking grant of recognition. The reply submitted by the institution vide its letter received in NRC office on 28/09/2016 in response to SCN dt. 17/09/2016 cannot be accepted now since institution was granted recognition for B.Ed. course by NRC on 03/03/2015 for which institution submitted the fake list of faculty. *NRC decided to withdraw the recognition for B.Ed. course under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal."*

AND WHEREAS Shri Amar Nath, Manager and Shri Jaiparkash, Office Staff, Sri Vashisht Mahavidyalaya, Siksha Sankay, Baghari, Jamania, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of show cause notice with relevant document on time. The list of faculty was dully approved by the affiliating body on time but did not sent on time to NRC. Relevant documents

are attached with this appeal. University has sent reply stating that the teacher approval based on which recognition was granted was authentic. University further gave permission on 04.02.2017 for conducting B.Ed. course for two units."

AND WHEREAS Appeal Committee noted that a Letter of Intent (LOI) dated 23.02.2015 was issued to appellant institution seeking compliance within a period of two months. The appellant institution submitted compliance of LOI vide its letter dated 27.02.2015 twa lists of faculty approved by affiliating University on 26.02.2015 was enclosed with the compliance letter. The list contained following names:

1.	Dr. Shivchand Singh Chauhan	Principal/ HOD
2.	Shri Satyender Yadav	Faculty
3.	Shri Kausal Kishor	Faculty
4.	Shri Ramender Tewari	Faculty
5.	Shri Ravinder Nath Tripathi	Faculty
6.	Dr. Awdesh Kumar Sharma	Faculty
7.	Shri Brijesh Kumar Pandey	Faculty
8.	Shri Arvind Kumar Gupta	Faculty

AND WHEREAS based on the above list of Principal and faculty approved by affiliating University, recognition order dated 03.03.2015 was issued by NRC Jaipur Appeal Committee noted that affiliating University addressed a letter dated 28.07.2016 enclosing therewith a statement showing that list of faculty was approved by University on 14.01.2016 whereas recognition order was issued on 03.03.2015. NRC was, therefore, led to believe that list of faculty approved by affiliating body on 26.02.2015 and submitted by appellant institution by its letter dated 27.02.2015 was fake. A Show Cause Notice (SCN) dated 07.09.2016 was issued to appellant institution on this ground and appellant institution vide its letter dated 28.09.2016 devised the allegation of having submitted a fake list. NRC then addressed a letter dated 11.11.2016 to affiliating University to confirm the authenticity of contents of approval submitted by the institution and without pursuing the matter further with the affiliating University issued order of withdrawal dated 29.12.2016 on the ground that list of faculty earlier submitted by the institution is fake.

AND WHEREAS Appeal Committee noted from the regulatory file that affiliating University had replied to NRC letter 11.11.2016 by confirming the list of faculty approved on 26.02.2015. The impugned order of withdrawal which was made only on the ground of appellant's submitting a fake list of faculty dated 26.02.2015, therefore, does not stand substantiated. Appeal Committee, decided to set aside the impugned withdrawal order dated 29.12.2016.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned order of withdrawal dated 29.12.2016 issued by NRC Jaipur.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Vashisht Mahavidyalaya, Siksha Sankay, Plot No. 573, Village – Baghari, PO – Jamania, Ghazipur, Uttar Pradesh – 232329.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-94/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Sri Ramchandra Badami Mahila Mahavidyalaya, Vidyapara, Ghazipur, Uttar Pradesh dated 16.02.2017 is against the Order No. NRC/NCTE/NRCAPP-3962/262th Meeting(Part 8)/66763 dated 06.02.2017 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "The withdrawal of recognition of the institution on the ground that the list of faculty dully approved by the affiliating body and submitted by the institution in the office of NRC of for getting recognition is fake."

AND WHEREAS Shri Vimal Singh, Member, Society, Sri Ramchandra Badami Mahila Mahavidyalaya, Vidyapara, Ghazipur, Uttar Pradesh presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The withdrawal of recognition of the institution is against facts and law. The institution has submitted the reply of Show Cause Notice with relevant document on time. The list of faculties fully approved by the affiliating body on time but did not sent on time to NRC. Relevant documents are attached with this appeal."

AND WHEREAS Appeal Committee noted that Letter of Intent (LOI) dated 18.03.2015 was issued to appellant institution seeking compliance within two months. The decision to issue LOI was taken by NRC in its 232nd Meeting held on 09-14 and 16-17 February, 2015. Based on the minutes based compliance submitted by appellant institution on 17.03.2015, recognition order dated 09.04.2015 for two units of B.Ed. was issued by NRC. Appeal Committee noted that for getting recognition appellant had submitted two approval letters dated 03.03.2015 issued by Veer Bahadur Singh Purvachal University, Jaunpur. Subsequently the affiliating University addressed a Letter dated 28.07.2016 stating that letter of recognition has been issued by NRC before approved of faculty by the

affiliating University. By this letter of University, NRC was led to believe that the list of faculty dated 03.03.2015 submitted by appellant institution was not actually approved by the affiliating body and is a fake list. After issuing a Show Cause Notice (SCN) dated 07.09.2015 and considering the reply dated 03.10.2016 submitted by the applicant NRC issued the impugned withdrawal order dated 06.02.2017.

AND WHEREAS Appeal Committee further noted that NRC vide its letter dated 07.12.2016 had issued a letter to affiliating University to verify the authenticity and correctness of the list. The relevant file does not have any evidence of confirmation received for the affiliating body.

AND WHEREAS Appeal Committee noted that in some other cases where the matter was referred to Veer Bahadur Singh Purvanchal University by NRC, the affiiating University has confirmed that the faculty list submitted by applicants was genuine. Such cases where a positive reply has been received and found placed on regulatory file, Appeal Committee had decided to set aside the order withdrawing recognition. In the present case no reply is found placed on the file. As such it would be a better proposition if the NRC issues a reminder to affiliating University in continuation of its letter dated 07.12.2016. Appeal Committee decided to order of withdrawal dated 06.02.2017 may be kept in abeyance upto 30.06.2017 and matter in remanded back to NRC for pursuing the case with affiliating body.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during hearing, Appeal Committee concluded to keep in abeyance up till 30.06.2017 the withdrawal order dated 06.02.2017. NRC is required to pursue the matter with affiliating body for getting reply to its letter dated 07.12.2016.

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 NRC for pursuing the case with affiliating body.

NOW THEREFORE, the Council hereby remands back the case of Sri Ramchandra Badami Mahila Mahavidyalaya, Vidyapara, Ghazipur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sri Ramchandra Badami Mahila Mahavidyalaya, Vidyapara Chaukiya, 00142, M 144, 145, Vidyapara, Ghazipur, Uttar Pradesh - 233001.
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.89-95/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Apex College of Education, Fatehabad, Haryana dated 13.02.2017 is against the Order No. NRC/NCTE/NRCAPP-15187/260th Meeting/2016/162733 dated 02/12/2016 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The applicant institution has not submitted the reply of Show Cause Notice (dated 27/09/2016), in the form of list of faculties duly approved by the affiliating body and other requirement as mentioned in the letter of intent."

AND WHEREAS Shri Vinod Bansal and Ms. Rochika Sharma, Representatives, Apex College of Education, Fatehabad, Haryana presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The delay was caused by the process of Change of University."

AND WHEREAS Appeal Committee noted that Letter of Intent (LOI) dated 01.03.2016 was issued to appellant institution seeking compliance within a period of two months. Subsequently a Show Cause Notice (SCN) dated 21.09.2016 was issued on grounds of non-submission of reply to LOI. The appellant institution submitted reply dated 21.10.2016 and stated stage wise action taken by appellant institution. Delay in getting approval of faculty was caused due to change in the jurisdiction of affiliating University and the appellant institution being under a newly created University. The appellant University had also requested NRC for grant of extension of time for submitting compliance to LOI. Appeal Committee noted that impugned refusal order dated 02.12.2016 was issued by NRC without acceding to the request made by appellant institution vide its letter dated 21.10.2016.

AND WHEREAS appellant during the course of appeal presentation on 02.05.2017stated that requisite list of faculty is now approved by the affiliating

University and given a chance a complete compliance report will be submitted to NRC. Appeal Committee decided to set aside the impugned refusal order dated 02.12.2016 and remand back the case to NRC. The appellant institution is required to submit to NRC a full and final compliance of conditions laid down in LOI within 15 days.of the issue of Appeal orders.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned refusal order dated 02.12.2016. the appellant is required to submit to NRC a full and final compliance of conditions laid down in LOI within 15 days of the issue of Appeal orders.

(Sanjay Awasthi)
Member Secretary

1. The President, Apex College of Education, Plot No. 54-55, Village – Bidhaikhera, PO – Dangra Tohana, Fatehabad, Haryana – 125120.
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.

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F.No.89-96/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Kshudiram Bose College of Education, Mahishadal, Midnapore, West Bengal dated 14.02.2017 is against the Order No. ERC/225.12(i).1/ERCAPP3070/D.El.Ed/2016/50518 dated 21/12/2016 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. SCN was issued on 19/07/2016 on the following grounds: (i) Inspection letter to the institution was issued on 03/02/2016. VT not conducted. (ii) The institution vide representation dt. 05/03/2016 requested not to conduct the inspection for the session 2016-17 and demanding few months time. (iii) The committee has not accepted the request of the institution. (iv) Change of land use certificate & Non-encumbrance certificate etc. not submitted. (v) Building plan issued by Govt. civil authority not submitted. b. In response to SCN, the institution submitted reply dt. 03/10/2016 requesting to arrange for inspection of the institution. The Committee considered the representation of the institution and observed as under:- (i) As per NCTE Regulation, 2014, there is no provision to conduct the inspection as per willingness of the institution. (ii) Inspection letter to the institution was issued on 03/02/2016. VT not conducted. (iii) The institution vide representation dt. 05/03/2016 requested not to conduct the inspection for the session 2016-17 and demanding few months' time. (iv) The committee has not accepted the request of the institution. (v) Change of land use certificate & Non-encumbrance certificate etc. not submitted. (vi) Building plan issued by Govt. civil authority not submitted."

AND WHEREAS Shri Sidharth Jana and Shri S.K. Dey, Governing Body Members, Kshudiram Bose College of Education, Mahishadal, Midnapore, West Bengal presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The applicant Trust, submitted its online application for grant of recognition for the academic session 2016-17 on 30/05/2015 for D.El.Ed. Programme (ERCAPP3070) with an annual

intake of 50 (one basic unit) and for B.Ed. Programme (ERCAPP3056) with annual intake of 100 (two basic units) as a composite institute in the name of "Kshudiram Bose College of Education" under "Lakshmi Bala Memorial Development Trust". The Applicant Trust obtained NOC from West Bengal Board of Primary Education and Vidyasagar University in the name of the institution "Kshudiram Bose College of Education" besides, all other relevant documents including building plan in favour of the institution. The ERC, NCTE upon proper verification/scrutinizing of all the essential documents submitted by the Applicant Trust got fully satisfied and issued VT Inspection Letter (Composite VT Inspection) for physical verification to the institution, vide proceedings of 201st Meeting held on 4-6th Jan 2016 by the ERC, NCTE. Letter Code No. ERCAPP3070/2016/40799, dt. 03/02/2016 for D.El.Ed. Programme. Letter Code No. ERCAPP3056/2016/40802, dt. 03/02/2016 for B.Ed. Programme. The applicant trust agreed with the facts that the outside plastering work on a small part of the first floor and second floor of the building was incomplete/under-constructed at the time of VT inspection. The applicant Trust also submits the fact that due to West Bengal Assembly Election 2016 and weather problem there was a huge crisis of labour and other associate materials and such unavoidable circumstances they did not complete the entire infrastructural facilities. The applicant trust, immediately informed about the present scenario as mentioned about to the ERC, NCTE and prayer for extension of time for conducting Composite VT Inspection to the applicant institute, vide letter Ref. No. LBMDT/KBCE/JAN-12, dt. 12/01/2016 and Memo No. LBMDT/KBCE/MAR-05, dt. 05/03/2016, which was unfortunately not considered by the ERC, NCTE. The applicant trust, in its reply vide letter Ref. No. LBMDT/KBCE/June-04, dated 04/06/2016 & Ref. No. KBCE/AUG/08, dt. 08/08/2016 against show cause notice (SCN) vide proceedings of 214th Meeting held on 13-15th May, 2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission alongwith relevant documents with a prayer of consideration of the application, which was unfortunately not considered by the ERC, NCTE. The applicant Trust, vide letter Ref. No. KBCE/OCT/03, dt. 03/10/2016 requested to the ERC, NCTE for conducting VT Inspection (Composite VT) to the institution, which was kept pending for last few months. The applicant trust submitted the facts that the ERC, NCTE failed to process both the aforementioned applications of the appellant as per time scheduled stipulated in the NCTE Regulation 2014 and also as per the time schedule laid down by Hon'ble Supreme Court of India in the matter of Maa Vaishno Devi Mahila

Mahavidyalaya Vs. State of Uttar Pradesh and other reported on 13th December 2012, passed in W.P. (C) 276 of 2012. The applicant trust due to such delayed processing of the applications by the ERC, NCTE lost all opportunities to apply for a fresh application for the next academic session 2017-18. On account of it, the future of the institute became totally uncertain. The applicant trust present having all the necessary documents including "Change of Land Use Certificate, Non-Encumbrance Certificate issued by the competent authority and Building Plan, Building Completion Certificate, duly signed by Govt. Engineer and issued by competent authority, in accordance with the requirements set-up by the ERC, NCTE to establish its position and may satisfy the Hon'ble Appeal Committee in favour of the institution against such refusal."

AND WHEREAS Appeal Committee noted that appellant institution had submitted online application seeking recognition for D.El.Ed. programme on 30.05.2015 ERC issued letter of inspection on 03.02.2016 and the appellant institution was proposed to be inspection within 20 days. The appellant noting the decision of ERC to conduct inspection submitted a letter dated 12.01.2016 and 05.03.2016 to ERC to get the inspection postponed and process the application for next session i.e. 2017-18. Appeal Committee observed that appellant institution had earlier denied to deposit inspection fee vide its letter dated 04.11.2015 addressed to West Bengal State Council of Higher Education on ground of natural calamity and problems in construction process. Appeal Committee further noted that appellant institution did not have change of land use certificate and Non-Encumbrance Certificate in report of the land in possession and also the institution itself had admitted that construction work was not completed by the proposed date of inspection. The request made by appellant that its application may be considered for next academic year by which time it may be able to complete construction and submit necessary documentary evidence such as CLU non-encumbrance certificate and building completion certificate is not tenable. Appeal Committee therefore, decided to confirm the impugned refusal order dated 21.12.2016.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the heaving, Appeal Committee concluded to confirm the impugned refusal order dated 02.12.2016.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the 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 Secretary, Kshudiram Bose College of Education, Plot No. 883, 913, Street No.-NH41, Village – Tajpur, PO – Rajarampur, Tehsil/Taluka – Mahishadal, Midnapore, West Bengal – 721628 .
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.89-97/2017 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Kshudiram Bose College of Education, Mahishadal, Midnapore, West Bengal dated 14.02.2017 is against the Order No. ERC/225.12(i).2/ERCAPP3056/B.Ed/2016/50519 dated 21.12.2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. SCN was issued on 20/07/2016 on the following grounds: (i) Inspection letter to the institution was issued on 03/02/2016. VT not conducted. (ii) The institution vide representation dt. 05/03/2016 requested not to conduct the inspection for the session 2016-17 and demanding few months time. (iii) The committee has not accepted the request of the institution. (iv) Change of land use certificate & Non-encumbrance certificate etc. not submitted. (v) building plan issued by Govt. civil authority not submitted. b. In response to SCN, the institution submitted reply dt. 03/10/2016 requesting to arrange for inspection of the institution. The Committee considered the representation of the institution and observed as under:- (i) As per NCTE Regulation, 2014, there is no provision to conduct the inspection as per willingness of the institution. (ii) Inspection letter to the institution was issued on 03/02/2016. VT not conducted. (iii) The institution vide representation dt. 05/03/2016 requested not to conduct the inspection for the session 2016-17 and demanding few months' time. (iv) The committee has not accepted the request of the institution. (v) Change of land use certificate & Non-encumbrance certificate etc. not submitted. (vi) Building plan issued by Govt. civil authority not submitted."

AND WHEREAS Shri Sidharth Jana and Shri S.K. Dey, Governing Body Members, Kshudiram Bose College of Education, Mahishadal, Midnapore, West Bengal presented the case of the appellant institution on 02/05/2017. In the appeal and during personal presentation it was submitted that "The applicant Trust, submitted its online application for grant of recognition for the academic session 2016-17 on 30/05/2015 for B.Ed. Programme (ERCAPP3070) with an annual intake

of 50 (one basic unit) and for B.Ed. Programme (ERCAPP3056) with annual intake of 100 (two basic units) as a composite institute in the name of "Kshudiram Bose College of Education" under "Lakshmi Bala Memorial Development Trust". The Applicant Trust obtained NOC from West Bengal Board of Primary Education and Vidyasagar University in the name of the institution "Kshudiram Bose College of Education" besides, all other relevant documents including building plan in favour of the institution. The ERC, NCTE upon proper verification/scrutinizing of all the essential documents submitted by the Applicant Trust got fully satisfied and issued VT Inspection Letter (Composite VT Inspection) for physical verification to the institution, vide proceedings of 201st Meeting held on 4-6th Jan 2016 by the ERC, NCTE. Letter Code No. ERCAPP3070/2016/40799, dt. 03/02/2016 for D.El.Ed. Programme. Letter Code No. ERCAPP3056/2016/40802, dt. 03/02/2016 for B.Ed. Programme. The applicant trust agreed with the facts that the outside plastering work on a small part of the first floor and second floor of the building was incomplete/under-constructed at the time of VT inspection. The applicant Trust also submits the fact that due to West Bengal Assembly Election 2016 and weather problem there was a huge crisis of labour and other associate materials and such unavoidable circumstances they did not complete the entire infrastructural facilities. The applicant trust, immediately informed about the present scenario as mentioned about to the ERC, NCTE and prayer for extension of time for conducting Composite VT Inspection to the applicant institute, vide letter Ref. No. LBMDT/KBCE/JAN-12, dt. 12/01/2016 and Memo No. LBMDT/KBCE/MAR-05, dt. 05/03/2016, which was unfortunately not considered by the ERC, NCTE. The applicant trust, in its reply vide letter Ref. No. LBMDT/KBCE/June-04, dated 04/06/2016 & Ref. No. KBCE/AUG/08, dt. 08/08/2016 against show cause notice (SCN) vide proceedings of 214th Meeting held on 13-15th May, 2016 by ERC, NCTE, Bhubaneswar, submitted in its written submission alongwith relevant documents with a prayer of consideration of the application, which was unfortunately not considered by the ERC, NCTE. The applicant Trust, vide letter Ref. No. KBCE/OCT/03, dt. 03/10/2016 requested to the ERC, NCTE for conducting VT Inspection (Composite VT) to the institution, which was kept pending for last few months. The applicant trust submitted the facts that the ERC, NCTE failed to process both the aforementioned applications of the appellant as per time scheduled stipulated in the NCTE Regulation 2014 and also as per the time schedule laid down by Hon'ble Supreme Court of India in the

matter of Maa Vaishno Devi Mahila Mahavidyalaya Vs. State of Uttar Pradesh and other reported on 13th December 2012, passed in W.P. (C) 276 of 2012. The applicant trust due to such delayed processing of the applications by the ERC, NCTE lost all opportunities to apply for a fresh application for the next academic session 2017-18. On account of it, the future of the institute became totally uncertain. The applicant trust present having all the necessary documents including "Change of Land Use Certificate, Non-Encumbrance Certificate issued by the competent authority and Building Plan, Building Completion Certificate, duly signed by Govt. Engineer and issued by competent authority, in accordance with the requirements set-up by the ERC, NCTE to establish its position and may satisfy the Hon'ble Appeal Committee in favour of the institution against such refusal."

AND WHEREAS Appeal Committee noted that appellant institution had submitted online application seeking recognition for D.El.Ed. programme on 30.05.2015 ERC issued letter of inspection on 03.02.2016 and the appellant institution was proposed to be inspection within 20 days. The appellant noting the decision of ERC to conduct inspection submitted a letter dated 12.01.2016 and 05.03.2016 to ERC to get the inspection postponed and process the application for next session i.e. 2017-18. Appeal Committee observed that appellant institution had earlier denied to deposit inspection fee vide its letter dated 04.11.2015 addressed to West Bengal State Council of Higher Education on ground of natural calamity and problems in construction process. Appeal Committee further noted that appellant institution did not have change of land use certificate and Non-Encumbrance Certificate in report of the land in possession and also the institution itself had admitted that construction work was not completed by the proposed date of inspection. The request made by appellant that its application may be considered for next academic year by which time it may be able to complete construction and submit necessary documentary evidence such as CLU non-encumbrance certificate and building completion certificate is not tenable. Appeal Committee therefore, decided to confirm the impugned refusal order dated 21.12.2016.

AND WHEREAS on perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the heaving, Appeal Committee concluded to confirm the impugned refusal order dated 02.12.2016.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the 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 Secretary, Kshudiram Bose College of Education, Plot No. 883, 913, Street No.-NH41, Village – Tajpur, PO – Rajarampur, Tehsil/Taluka – Mahishadal, Midnapore, West Bengal – 721628.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-567/2016 Appeal/8th Meeting-2017

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/5/17

ORDER

WHEREAS the appeal of Maruti Institute of Higher Education, Rewa, Madhya Pradesh dated 08/09/2016 is against the Order No. WRC/APP2875/223/254th/2016/170911 dated 16/07/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Show Cause Notice was issued on 13/02/2016 and the reply was received on 10/03/2016. From the documents, it is seen that the institution is not a composite one which has also been accepted by the management. This is an essential requirement under clause 2(b) of the NCTE Regulations, 2014. Hence, Recognition for B.Ed. course is refused."

AND WHEREAS Sh. Anil Kumar Mishra, Deputy Director, Maruti Institute of Higher Education, Rewa, Madhya Pradesh presented the case of the appellant institution on 02/12/2016. In the appeal and during personal presentation and in a letter dt. 01.12.2016 it was submitted that "Maruti institute of Higher Education is composite one as they applied for B.Ed. course by APP2875 dated on 30/05/2015 and for B.Sc. B.Ed. & B.A. B.Ed. course by WRCAPP201660012 submitted on 28/04/2016. Reply of show cause notice was submitted on 10/03/2016. Compliance of show cause notice for composite course done by APP201660012 was also submitted with hard copy to WRC, Bhopal on 10/05/2016. Another Compliance letter of show cause notice was submitted to WRC, Bhopal on 21/06/2016. All the above letters have been submitted before 254th meeting held on June (7 to 9) 2016. Even the compliance letters dated 10/05/2016 & 21/05/2016 have not been considered and B.Ed. recognition course has been refused. For example in 256th meeting held on July (19-21) serial No. 47 APP3226 B.Ed. course has been considered as composite course with another application APP201660015. The appellant enclosed a copy of the minutes of the 256th meeting of the WRC in this regard. Therefore, it is requested that their institution may also be considered as a composite institute."

AND WHEREAS the Committee noted that the appellant applied for B.Ed. course in 2015 and for B.A. B.Ed./ B.Sc. B.Ed. course in 2016. From the copy of the minutes of the 256th meeting of the WRC (S. No. 47) held on 19-21, July, 2016 forwarded by the appellant, the Committee noted that in the case of Ample Dreams Institute of Education, Sehore, Madhya Pradesh, the Regional Committee, taking into account the submission of that institution that there was another application for D.P.S.E. course submitted by them in 2016, directed that the WRO should put up both the cases together. Since the case of the appellant appeared to be similar to that of Ample Dreams Institute, clarification was obtained from the W.R.C. as to whether the decision to refuse was taken after considering their application of 2016 for B.A. B.Ed./ B.Sc. B.Ed. course.

AND WHEREAS Appeal Committee was apprised that the case of Ample Dreams Institution of Education Sehore has been rejected by ERC based on the statement made by the institution admitting that institution is not composite. Appeal Committee further noted that Maruti Institution of Higher Education submitted online application dated 30.05.2015 seeking recognition for B.Ed. programme. The appellant institution furnished information relating to a Higher Secondary School being run by the society with which the institution cannot be covered under the definition of 'Composite'. Appeal Committee further noted that building plan submitted by appellant along with its application is far a proposed built up area 2198 Sq. Mts. which is not adequate for running a composite institution as defined under clause 2(b) of NCTE Regulation, 2014. Appeal Committee is therefore, of the view that neither the appellant institution applied for B.Ed. programme as a composite institution nor did it have adequate built up area for a composite institution as proposed in the building plan submitted along with application. Appeal Committee, therefore, decided to confirm the refusal order dated 16.07.2016 issued by WRC Bhopal.

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 refusal order dated 16.07.2016 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 WRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the WRC is confirmed.

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Maruti Institute of Higher Education, 144/2, Majhigawa Itaura, Rewa, Madhya Pradesh – 486440.
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.