(1)

F.No.89-157/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh dated 20/02/2017 is against the Order No. NRC/NCTE/NRCAPP-11257/260th Meeting/2016/163342 dated 20/12/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "The institution has not submitted any proof/ evidence to prove that it is a composite institution as per clause 2(b) of NCTE Regulations, 2014."

AND WHEREAS Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh was asked to present the case of the appellant institution on 04/05/2017 but nobody appeared before Appeal Committee. In the appeal Memoranda it is submitted that "Petitioner Institution vide its earlier application dated 30.12.2012 has sought the recognition for the B.Ed. course vide application ID NRCAPP6927. It is submitted the NCTE introduced the Regulation 2014 in the month of the December 2014 and it was the first time that the NCTE introduced the provisions for the recognition for only composite institutions. The appellant after making the additional infrastructure vide its online application on dated 04.06.2015 applied for the grant of recognition for the D.El.Ed. course and submitted the hard copy of the application to the NRC. It is relevant to state that the NRC has earlier issued the LOI for the B.Ed. course and the University delayed in the staff approval and in meanwhile the NRC issued its show cause but the same was not received by the petitioner. The NRC vide its order dt. 13.10.2015 rejected the application of the appellant for B.Ed. course on the ground of non-response to the show cause notice. It is also relevant to state that the appeal related to the B.Ed. course was also rejected by the NCTE on 17.02.2016 and the same is subject matter of the Writ Petition filed by the appellant before Hon'ble High Court of Delhi. It is relevant to state that the NRC in its 256th meeting held between 22nd to 25th August 2016 decided to issue show cause for composite institution. It is submitted that the appellant vide its letter

posted the reply to show cause decision on 08.09.2016. It is relevant to state that the Clause 2(b) of the Regulation 2014 defines the composite institution. Clause 4 of the Regulations defines the eligibility of the applications and it does not provide that the applicant should be composite institution. Further, clause 5 provides for manner of making application and the said clause also does not stipulate any condition of composite institution. Further, Clause 7 provides for the processing of the application and the said clause also does not stipulate a condition of composite institution necessary for processing the application. It is submitted that only clause 8 of regulation stipulates for the condition of composite institution for the purpose of grant of recognition and it reads that the recognition will not be granted to new standalone institution. It is submitted that the petition against the rejections orders for the B.Ed. course is also under challenge before Hon'ble High Court of Delhi and till its disposal the D.El.Ed. application needs to the kept pending. It is submitted that the petitioner should also get an opportunity to apply for another course for the purpose of the composite nature. It is submitted that the appellant has already created infrastructure for the B.Ed. and D.El.Ed. courses and any how the same can be used for the B.Ed. and D.El.Ed. courses".

AND WHEREAS as per extant rules, three adjournments can be allowed to an appellant for personal presentation of the appeal case. Appeal Committee, therefore, decided to grant another (second) opportunity to the appellant for making presentation of its case.

AND WHEREAS Dr. Shyam Raj Mishra, Manager, Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 21.08.2017 i.e. the second opportunity granted to them. In the course of personal presentation, the appellant gave a letter dt. 21.08.2017. In this letter, it is suibmitted that the appellant challenged the order of the Council dated 08.08.2016 rejecting their appeal, before the Hon'ble High Court of Delhi at New Delhi in their Writ Petition © No. 7061 of 2017. The Hon'ble High Court in their order 18.08.2017 directed issue of a notice to NCTE to file their counter affidavit. This order, which is still not uploaded will be submitted as soon as a certified copy is available. The appellant in this letter further submitted that since the rejection of B.Ed. course is already sub judice before the Hon'ble High Court, their present appeal in respect of

D.El.Ed Course may be deferred as the result of the Writ Petition will prove the question involved in the instant appeal as to whether the applicant will be covered under composite or not. The appellant enclosed a copy of the order of the Hon'ble Division Bench of the High Court of Delhi in the matter Rambha College of Education i.e. LPA© No. 535 of 2017 holding that NCTE should consider development (subsequent event) in the case of the appeal.

AND WHEREAS the Committee acceded to the request of the appellant to defer consideration of the appeal and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Dr. Shyam Raj Mishra, Manager, Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 14.12.2017 i.e. the third and final opportunity granted to them. In the course of presentation, the appellant submitted a letter dt. 14.12.2017. In this letter, the appellant, submitting that the WPC No. 7061/2017 was again listed for hearing on 06.11.2017, but on account of the Hon'ble Judge being on leave, the matter was adjourned to 12.01.2018. The appellant enclosed copies of the orders of the Hon'ble High Court dt. 18.08.2017 and 06.11.2017. The appellant requested that the present appeal may be deferred pending the result of the Writ Petition.

AND WHEREAS the Committee acceded to the request of the appellant and decided to grant them, yet another opportunity, as a special case, to present their case.

AND WHEREAS Sh. Krishna Kumar Pandey, Representative, Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh presented the case of the appellant institution on 03/04/2018 i.e. the fourth opportunity granted to them, as a special case. In the course of presentation, the appellant submitted a copy of their letter dt. 16.03.2018. In this letter, the appellant submitted that the Hon'ble High Court of Delhi at New Delhi, in their order dt. 28/02/2018 in the W.P. (C) 7061 / 2017, quashed the orders of the Council and the N.R.C. dt. 08.08.2016 and 13.10.2015 respectively, refusing grant of recognition for the B.Ed. course of the appellant institution and remanded the matter back to respondent no. 1 and directed the

respondent no. 2 to consider the case of the petitioner. The appellant also submitted that the N.R.C. has since granted recognition for B.Ed. course. The appellant enclosed a copy each of the Hon'ble High Court's order dt. 28.02.2018 and the N.R.C's order dt. 03.03.2018 granting recognition for their B.Ed. course. Since the institution's application for D.El.Ed. course now falls under the composite scheme, with the grant of recognition for their B.Ed. course, the appellant requested that the matter under consideration may be remanded to the N.R.C. for further processing.

AND WHEREAS the Committee noted that the ground of refusal of recognition for D.El.Ed. course was non-submission of proof/evidence to prove that the appellant institution was a composite institution. Since the appellant institution fulfils the requirement of composite institution with the grant of recognition for their B.Ed. course, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action on the application for grant of recognition for D.El.Ed. course 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 matter deserved to be remanded to N.R.C. with a direction to take further action on the application for grant of recognition for D.El.Ed. course as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Shri Sain Nath Shikshan Prashikshan Sansthan, Sultanpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Shri Sain Nath Shikshan Prashikshan Sansthan, 344, Ishipur, Sultanpur, Uttar Pradesh – 222303.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, Delhi.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(2)

F.No.89-209/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 28/4/18

ORDER

WHEREAS the appeal of Ashoka D.S. College Ambah, Morena, Madhya Pradesh dated 10/03/2017 is against the Order No. WRC/APP 3428/223/262nd /2016/176136-142 dated 25/11/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "consequent to the Show Cause Notice Clarification was issued to the institution on 26.04.2016 on the grounds of non-submission of originally certified copies of land documents, notarized copies of CLU and Non-Encumbrance Certificate. Clarification was also sought on whether lands on survey nos. 610 and 700 are contiguous. The institution has not replied till date."

AND WHEREAS Ashoka D.S. College Ambah, Morena, Madhya Pradesh was asked to present the case of the appellant institution on 06/05/2017 and 22/08/2017, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the third opportunity to present their case.

AND WHEREAS Sh. Anurag Singh Tomar, Teacher, Ashoka D.S. College Ambah, Morena, Madhya Pradesh presented the case of the appellant institution on 14.12.2017 i.e. the third and final opportunity granted to them. In the course of presentation, the appellant with their letter dt. 14.12.2017, submitted certified copies of registered land documents, notarised copies of land conversion certificates dt. 05.09.07 and 30.09.13 and notarised copy of Non – Encumbrance Certificate dt. 25.05.2016. In that letter the appellant requested for another opportunity to submit map of land in survey nos. 610 and 700 (which is required for verifying the contiguity of the two plots). The Committee acceded to the request and decided to give the appellant, as a special case, one more opportunity to present their case.

AND WHEREAS Sh. Anurag Sing Tomar, Lecturer and Sh. Hariom Sharma, Lecturer, Ashoka D.S. College Ambah, Morena, Madhya Pradesh presented the case of the appellant institution on 03/04/2018 i.e. the fourth opportunity granted to them, as a special case. The appellant submitted a notarized copy of the site-plan showing the plots with survey nos. 610 and 700 as contiguous.

AND WHEREAS the Committee, noting that the appellant has submitted all the documents mentioned in the refusal order, concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider the requisite documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal, to the W.R.C. 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 matter deserved to be remanded to W.R.C. with a direction to consider the requisite documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal, to the W.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Ashoka D.S. College Ambah, Morena, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Ashoka D.S. College, Vill. And Post Jaloni Thara, Ambah, Morena, Madhya Pradesh – 476111.
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.

(3)

F.No.89-210/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Ashoka D.S. College Ambah, Madhya Pradesh dated 10/03/2017 is against the Order No. WRC/APP3343/222/262nd (MP)/2016/180064-70 dated 13/02/2017 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "consequent to the show cause notice, clarification was issued to the institution on 29.04.2016 on the grounds of non-submission of originally certified copies of land documents, notarised copies of CLU and Non-encumbrance Certificate. Clarification was also sought on whether lands on survey nos. 610 and 700 are contiguous. The institution has not replied till date."

AND WHEREAS Ashoka D.S. College Ambah, Madhya Pradesh was asked to present the case of the appellant institution on 06/05/2017 and 22/08/2016 but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the third (3rd) opportunity to present their case.

AND WHEREAS Sh. Anurag Singh Tomar, Teacher, Ashoka D.S. College Ambah, Morena, Madhya Pradesh presented the case of the appellant institution on 14.12.2017 i.e. the third and final opportunity granted to them. In the course of presentation, the appellant with their letter dt. 14.12.2017, submitted certified copies of registered land documents, notarised copies of land conversion certificates dt. 05.09.07 and 30.09.13 and notarised copy of Non – Encumbrance Certificate dt. 25.05.2016. In that letter the appellant requested for another opportunity to submit map of land in survey nos. 610 and 700 (which is required for verifying the contiguity of the two plots). The Committee acceded to the request and decided to give the appellant, as a special case, one more opportunity to present their case.

AND WHEREAS Sh. Anurag Sing Tomar, Lecturer and Sh. Hariom Sharma, Lecturer, Ashoka D.S. College Ambah, Morena, Madhya Pradesh presented the case

of the appellant institution on 03.04.2018, i.e. the fourth opportunity granted to them, as a special case. The appellant submitted a notarised copy of the site plan showing the plots with survey nos. 610 and 700 as contiguous.

AND WHEREAS the Committee, noting that the appellant has submitted all the documents mentioned in the refusal order, concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider the requisite documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal, to the W.R.C., 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 matter deserved to be remanded to W.R.C. with a direction to consider the requisite documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward all the documents submitted in the appeal, to the W.R.C., within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Ashoka D.S. College Ambah, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Ashoka D.S. College, Vill. And Post Jaloni Thara, Ambah, Morena, Madhya Pradesh – 476111.
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.

(4)

F.No.89-212/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal dated 22.03.2017 is against the Order No. ERC/229.7.5/ERCAPP2245/B.El.Ed/2016/51195 dated 28/01/2017 of the Eastern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "the ERC considered the reply of the institution to the show cause notice and observed that the institution is still deficient on the following grounds:- (i) Submitted building plan is not approved by Govt. Engineer. (ii) The submitted building completion certificate is not issued by Govt. Engineer. As per building completion certificate. the total built up area for B.El.Ed. course is mentioned as 2751.75 Sq. mts., which has not been reflected anywhere in the building plan. (iii) In the building plan, there is no demarcation/ allotment for teacher education programme."

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Asst. Director, Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation, it was submitted that (i) they submitted the building plan pertaining to the building of the Amity University, West Bengal, which includes the Amity Institute of Education, duly approved by the Competent authority i.e. – New Town Kolkata Development Authority; (ii) they submitted the building plan of Amity University (as Amity Institute of Education is part of Amity University) pertaining to a total built up area of 27179.57 sq. meters; (iii) the construction of the entire building of the university is likely to take sometime, but the part of the building where Amity Institute of Education is situated is complete in all respects and a certificate of Architect in respect of the building of the Amity Institute of Education is enclosed; and (iv) they have submitted building plan of the Amity

University as Amity Institute of Education is part of Amity University with a total built up area of 27179.57 sq. mts.

AND WHEREAS in the course of presentation, the appellant gave a letter dt. 06.05.2017 stating that their request for a building completion certificate is pending with New Town Kolkata Development Authority and they need some time to get it sanctioned and requested time to submit it once it is sanctioned. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS the appellant was asked to present their case on 22/08/2017, but nobody appeared. As per extant appeal rules an appellant can be given three opportunities to make submission before Appeal Committee. Appeal Committee, therefore, decided to grant third and final opportunity to the appellant institution for submitting required documents before Appeal Committee.

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Asst. Director, Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal presented the case of appellant institution on 14.12.2017 i.e. the third and final opportunity given to them. The appellant, in the course of presentation, submitted that the Building Completion Certificate is not yet ready even now and it is expected to be available by the end of January, 2018. He requested that they may be given another opportunity to submit the certificate. The Committee acceded to the request and decided, as a very special case, to give the appellant one more opportunity to present their case.

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Assistant Director, Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal presented the case of the appellant institution on 03/04/2018 i.e. the fourth opportunity granted to them as a special case. In the course of presentation, the appellant submitted a copy of the letter dt. 18.01.2018 of the New Town Kolkata Development Authority, granting partial occupancy certificate for Ground, First and Second floor (Block – A) B+G+V storeyed Educational Building of

Ritnand Balved Education Foundation. This letter is self-explanatory, but it does not indicate the built up area covered by this certificate.

AND WHEREAS the Committee, noting the explanation and documents submitted by the appellant as mentioned in paras 2 and 6 above, 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 the NCTE Regulations, 2014. The appellant is directed to forward to the E.R.C., all the documents submitted in the appeal, 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 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 the NCTE Regulations, 2014. The appellant is directed to forward to the E.R.C., all the documents submitted in the appeal, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Jt. Registrar-Projects, Amity Institute of Education, Rajarhat, New Town, IIA-36, 37, North 24 Parganas, West Bengal – 700156.
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.89-213/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Amity Institution of Education, West Bengal dated 22.03.2017 is against the Order No. ERC/229.7.4/ERCAPP2245/B.Ed/2016/51180 dated 28/01/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the ERC considered the reply of the institution dt. 17.10.2016 to the show cause notice dt. 27.09.2016 and observed that the institution is still deficient on the following grounds:- (i) the submitted building plan is not approved by Govt. Engineer. (ii) the submitted building completion certificate is not issued by Govt. Engineer. As per building completion certificate. the total built up area for B.Ed. course is mentioned as 2751.75 Sq. mts., which has not been reflected anywhere in the building plan. (iii) In the building plan, there is no demarcation/ allotment for teacher education programme."

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Asst. Director, Amity Institution of Education, West Bengal presented the case of the appellant institution on 06/05/2017. In the appeal and during personal presentation it was submitted that "(i) the Amity Institute of Education is part of Amity University; (ii) they submitted the building plan pertaining to the building of the Amity University, West Bengal, which includes the Amity Institution of Education, duly approved by the Competent Authority i.e. New Town Kolkata Development Authority; (iii) they submitted the building plan of Amity University (as Amity Institute of Education is part of Amity University) pertaining to total built up area of 27179.57 Sq. (iv) the construction of the entire building of the University is likely to take some time, but the part of the building where Amity Institute of Education is situated is completed in all respects and a certificate of Architect in respect of completion of the building of the Amity Institute of Education is attached; and (v) they submitted the building plan of Amity University (as Amity Institute of Education is a part of Amity University) pertaining to total built up area of 27179.57 Sq. mts."

AND WHEREAS In the course of presentation, the appellant gave a letter dt. 06.05.2017 stating that their request for a building completion certificate is pending with New Town Kolkata Development Authority and they need some time to get it sanctioned and requested time to submit it once it is sanctioned. The Committee acceded to the request and decided to give the appellant another opportunity i.e. second opportunity to present their case.

AND WHEREAS The appellant was asked to present their case on 22/08/2017 but nobody appeared. As per extant appeal rules, an appellant can be given three opportunities to make submission before the Appeal Committee. Appeal Committee, therefore, decided to grant third and final opportunities to the appellant institution for submitting required documents before Appeal Committee.

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Asst. Director, Amity Institution of Education, Rajarhat, New Town, North 24 Parganas, West Bengal presented the case of appellant institution on 14.12.2017 i.e. the third and final opportunity given to them. The appellant, in the course of presentation, submitted that the Building Completion Certificate is not yet ready even now and it is expected to be available by the end of January, 2018. He requested that they may be given another opportunity to submit the certificate. The Committee acceded to the request and decided, as a very special case, to give the appellant one more opportunity to present their case.

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Assistant Director, Amity Institution of Education, West Bengal presented the case of the appellant institution on 03/04/2018, i.e. the fourth opportunity granted to them, as a special case. In the course of presentation, the appellant submitted a copy of the letter dt. 18/01/2018 of the New Town Kolkata Development Authority, granting partial occupancy certificate for Ground, First and Second Floor (Block- A) B+G+V storeyed Educational Building of Ritnand Balved Education Foundation. This letter is self-explanatory, but it does not indicate the built up area covered by this partial certificate.

AND WHEREAS the Committee, noting the explanations and documents submitted by the appellant as mentioned in paras 2 and 6 above, 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 the NCTE Regulations, 2014. The appellant is directed to forward to the ERC, all the documents submitted in the appeal, 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 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 the NCTE Regulations, 2014. The appellant is directed to forward to the ERC, all the documents submitted in the appeal, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Amity Institution of Education, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Jt. Registrar-Projects, Amity Institute of Education, Rajarhat, New Town, IIA-36, 37, North 24 Parganas, West Bengal – 700156.
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.

(7)

F.No.89-393/E-4834/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Shiksha, Pandiyampakkam, Akkoor Main Road, Cheyyar, T.N. dated 11/05/2017 is against the Order No. NCTE/SRC/SRCAPP 201630158/B.A. B.Ed./B.Sc. B.Ed.- 4 year Integrated/SCN/T.N./2017-2018 (LSG S.No.) dated 27/08/2016 of the Southern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The SRC in its 334th meeting held on 30th – 31st March, 2017 observed the matter and decided as under: 1. Built-up area is inadequate. 2. Documents submitted are also not in order. 3. Our SCN was issued on 07.03.2017. There has so far been no reply. 4. We cannot wait indefinitely for their response. 5. Reject the application. 6. Return FDRs, if any. 7. Close the file. In the file of SRC it is mentioned that the rejection order was issued to the institution through online on 04.04.2017."

AND WHEREAS Shiksha, Pandiyampakkam, Akkoor Main Road, Cheyyar, T.N. was asked to present the case of the appellant institution on 24/08/2017, but nobody appeared. Appeal Committee decided to grant another (second) opportunity to the appellant to appear before the Committee for making personal presentation of the case.

AND WHEREAS Shiksha, Pandiyampakkam, Akkoor Main Road, Cheyyar, T.N. was asked to present the case of the appellant institution on 14.12.2017 i.e. the second opportunity granted to them, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Sh. R. Mohan, P.R.O. and S. Gnanamani, President, Shiksha, Pandiyampakkam, Akkoor Main Road, Cheyyar, T.N. presented the case of the appellant institution on 03.04.2018 i.e. the third and final opportunity granted to them. The appellant, in their appeal, submitted that they had replied to the show cause notice dt. 07.03.2017 on 23.03.2017 informing that there is no dearth of built up area as they have built up area of 12300 sq. ft. and 1300 sq. ft. in addition to 1770 sq. mts. as divulged in the show cause notice. The appellant submitted that their reply has not been considered by the S.R.C. In the course of presentation, the appellant submitted copies of three building completion certificates.

AND WHEREAS the Committee noted that the appellant's reply dt. 23.03.2017 has been received in the S.R.C. on 04.04.2017 and it is available in their file. However S.R.C. in their 334th meeting held on 30 – 31 March, 2017 decided to refuse recognition on the ground that the reply has not been received by the time their meeting was held.

AND WHEREAS the Committee, noting that the reply to the Show Cause Notice, reported to have been sent through online on 09.03.2017 has been received within a few days after the 334th meeting of the S.R.C. concluded that the matter deserved to be remanded to the S.R.C. with a direction to consider the appellant's reply and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward the building completion certificates submitted in appeal, to the S.R.C. 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 matter deserved to be remanded to the S.R.C. with a direction to consider the appellant's reply and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward the building completion certificates submitted in appeal, to the S.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shiksha, Pandiyampakkam, Akkoor Main Road, Cheyyar, T.N. to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Appellant/Secretary, Shiksha Pandiyampakkam, Akkoor Main Road, Cheyyar – 631701, T.N.
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 Tamilnadu, Chennai.

(9)

F.No.89-414/E-5261/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Shri Ranjeet Singh T.T. College, Jhab, Borli, Chitalwana, Rajasthan dated 23.05.2017 is against the Order No. NCTE/NRCAPP 201616527/B.Ed./RJ/2017-2018/2 dated 23.03.2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The institution has not submitted the Land Use Certificate issued by the Competent Authority to use the land for Educational purpose. The institution has not submitted the Non-Encumbrance certificate issued by the Competent Authority indicating that the land is free from all encumbrances. Name of proposed institution is Shri Ranjeet Singh T.T. College, Jhab and the institution has submitted affiliating order in the name of the institution Shri Ranjeet Singh Shiksha Sansthan, so the proposed institution is not a composite institution as per NCTE Regulations, 2014. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Hitender Singh, Campus Supervisor, Shri Ranjeet Singh T.T. College, Jhab, Borli, Chitalwana, Rajasthan presented the case of the appellant institution on 15/12/2017. In the Appeal Memoranda, it is submitted that "The institution contrary to the NRCs observation had submitted the land use certificate issued by competent authority. The land use certificate submitted by the institution was issued by the Office of Tehsildar Chitalwana, District Jalore, Rajasthan. This is an omission by the NRC to notice the document submitted by the institution. The institution submitted a non-encumbrance certificate for the land of the institution issued by the Revenue Patwari and countersigned by the Tehsildar. In Revenue and Land matters they are competent authority. This certificate was submitted with the reply to the show cause notice but the NRC did not take notice of it and in the consideration of reply has clearly stated the non-submission of the same. This is opposite of the fact that the institution had submitted non-encumbrance certificate.

The NRC in its consideration of reply has mistakenly considered the institution to be non-composite. The institution is run by a society named Shri Ranjeet Singh Shikshan Sansthan and is presently running a degree college by the same name that is Shri Ranjeet Singh Shikshan Sansthan. The affiliation order was for the degree course which is evident if NRC would have read the same. The affiliation letter for running degree college was submitted as a proof of composite. NRC did not take notice of the same."

AND WHEREAS Appeal Committee noted the written request dated 15/12/2017 submitted by the appellant seeking another opportunity to submit land use certificate issued by competent authority and affidavit seeking change in the name of applicant institution. Appeal Committee decided to grant another (Third) opportunity to the appellant for making personal presentation.

AND WHEREAS Sh. Gajendra Singh, Secretary, Shri Ranjeet Singh T.T. College, Jhab, Borli, Chitalwana, Rajasthan presented the case of the appellant institution on 03/04/2018 i.e. the third and final opportunity granted to them. In the course of presentation, the appellant submitted a copy of land use certificate dt. 15.01.2018 issued by the District Collector, Jalore and an affidavit, undertaking that in the event of grant of recognition for their B.Ed. course, they will, thereafter, in about two months time, change the name of their B.Ed. college and submit to the NCTE authorities.

AND WHEREAS the Committee, noting the submissions in the appeal in respect of Non-encumbrance Certificate, the land use certificate and the affidavit/undertaking submitted in the course of presentation, concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C., the Land Use Certificate and the affidavit/undertaking submitted in the appeal 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 matter deserved to be

remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C., the Land Use Certificate and the affidavit/undertaking submitted in the appeal within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shri Ranjeet Singh T.T. College, Jhab, Borli, Chitalwana, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Ranjeet Singh T.T. College, Jhab, Borli, Chitalwana – 343040, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, Delhi.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(10)

F.No.89-421/E-5504/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Vinayak College, Laxmangarh, Vinayak Path, Laxmangarh, Rajasthan dated 24.05.2017 is against the Order No. NCTE/NRC/NRCAPP201615163/B.A.B.Ed./B.Sc.B.Ed.– 4 Year Integrated/RJ/2017-18/2 dated 11/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The institution has not submitted the Land Use Certificate issued by the Competent Authority to use the land for Educational purpose. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Vinayak College, Laxmangarh, Vinayak Path, Laxmangarh, Rajasthan was asked to present the case of the appellant institution on 25/08/2017 and 15/12/2017 but nobody appeared. In the appeal Memoranda it is submitted that "That NRC, NCTE issued a Show Cause Notice in which certain deficiencies were mentioned. This institution has submitted the reply letter along with required documents to NRC, NCTE on 18.04.2017. NRC, NCTE has rejected the application of this institution vide letter No. NCTE/NRC/NRCAPP201615163/B.A.B.Ed. /B.Sc.B.Ed.- 4 Years Integrated/RJ/2017-18/2 dated 11.04.2017. The Land Use Certificate for Educational purpose has been submitted along with reply letter. It is prayed that the rejection order issued by NRC, NCTE be set aside and directions be issued to NRC, NCTE for further process of application of this institute for grant of recognition of B.A. B.Ed. / B.Sc. B.Ed. course."

AND WHEREAS as per extant appeal rules, an appellant can be given upto three opportunities to present its case before Appeal Committee. As nobody from the appellant institution appeared before Appeal Committee on 25.08.20107 and 15/12/2017, it was decided to grant another (Third) opportunity to the appellant to present its case before Appeal Committee.

AND WHEREAS Vinayak College, Laxmangarh, Vinayak Path, Laxmangarh, Rajasthan was asked to present the case of the appellant institution on 03/04/2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. The Committee, therefore decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that the ground of refusal is non-submission of Land Use Certificate issued by the Competent Authority to use the land for educational purpose. The Committee noted that the appellant, in response to the Show Cause Notice, with their reply dt. 18/04/2017, forwarded to the N.R.C., inter-alia, a notarised copy of the Land Use Certificate dt. 04.04.2017 issued by a SDM, Laxmangarh, Distt. Sikar wherein it is certified the land is presently being used by educational institute of Vinayak Shiksha Sankul Samiti, Lalaso, Laxmangarh. The appellant has enclosed a notarised copy of the certificate to the appeal.

AND WHEREAS the Committee, noting that the Land Use Certificate submitted by the appellant is available in the file of the N.R.C., concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit and documents available on records, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Vinayak College, Laxmangarh, Vinayak Path, Laxmangarh, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Vinayak College, Laxmangarh, Vinayak Path, Laxmangarh – 332311, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, Delhi.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(11)

F.No.89-422/E-5506/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Krishna College of Sports and Education, Sadar, Agra, U.P. dated 25.05.2017 is against the Order No. NRC/NCTE/NRCAPP-5264/267th (Part-2) Meeting/2017/171040 dated 13/04/2017 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The institution has not submitted the staff list duly approved by the affiliating body. 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 Sh. Umesh Kumar Garg, Secretary, Krishna College of Sports and Education, Sadar, Agra, U.P. appeared on behalf of the appellant institution on 25/08/2017. The representative submitted a written request dated 25.08.2017 seeking another opportunity as Chairman of the institution was not well to represent the case personally.

AND WHEREAS Sh. Umesh Kumar Garg, Secretary, Krishna College of Sports and Education, Sadar, Agra, U.P. again appeared before Appeal Committee on 15.12.2017 and requested for another opportunity to submit the list of faculty for which necessary fee was stated to have already been paid to the affiliating body. As per NCTE rules, an appellant institution can be given three chances to present the case before Appeal Committee, it was decided to give the appellant third and last opportunity to present their case.

AND WHEREAS Sh. Umesh Kumar Garg, Secretary, Krishna College of Sports and Education, Sadar, Agra, U.P. presented the case of the appellant institution on 03.04.2018 i.e. the third and final opportunity granted to them. In the appeal dt. 25.05.2017 it is submitted that they advertised in papers on 25.11.2015 for selection

of H.O.D. and faculty and also submitted a request on 26.05.2015 to Dr. B.R. Ambedkar University, i.e. the affiliating university to give a panel of experts. Despite sending reminders on 30.05.2016, 10.08.2016, 02.03.2017 and 04.03.2017 to the university and making personal efforts, they have not been given the panel of experts for selection of faculty. The appellant, in their letter dt. 15.12.2017, given during personal presentation on that day assured that they will provide the faculty approval letter within two months. The appellant also submitted that they deposited the affiliation fee of Rs. 1,50,000/- on 14.12.2017. The appellant, with their letter dt. 03.04.2018 given in the course of presentation, enclosed a copy of the affiliating university's letter dt. 19.12.2017 intimating the panel of experts for selection of faculty. The appellant, in their letter dt. 03.04.2018, informing that the expert panel has assured them that a meeting for interview and selection of faculty will be held in June, 2018, requested grant of three to four months time for submission of faculty list duly approved by the affiliating university.

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent for conducting M.Ed. course to the appellant on 21.10.2015. According to this Letter of Intent, the appellant was required to submit various documents mentioned therein, which inter-alia, included particulars of staff approved by the affiliating body, within two months of issue of that Letter. The appellant in their reply dt. 28.03.2016, inter-alia informed the N.R.C. that they are hoping to get the approval letter for lecturers and HOD from the affiliating university very soon. As no further communication was received, the N.R.C. in their 264th meeting held from 20th to 23rd Feb., 2017 decided to issue a show cause notice to the appellant. The appellant in their reply dt. 04.03.2017, informed N.R.C. that they are awaiting faculty approval panel from the university. The N.R.C. considered the reply and decided to refuse recognition.

AND WHEREAS the Committee noted that even after a lapse of nearly two years and four months from the due date by which, the appellant, who was to fulfil the requirements of the Letter of Intent in respect to approval of qualified staff, is still asking for extension of time for submitting approved faculty list, while the expert panel is reported to have assured holding of interviews only in June, 2018. The Committee, noting that the appellant has not been able to furnish approved faculty list for such a long time, concluded that their request for extension of time, based on assurances,

cannot be accepted. In the circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, Krishna College of Sports and Education, 46/3 Kha Mau Road, Bamroli Katra, Sadar, Agra – 282006, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, Delhi.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(12)

F.No.89-438/E-6070/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Oxford Model Institute of Advance Studies, Maharajpur, Narwal Kanpur, Uttar Pradesh dated 01.06.2017 is against the Order No. NRC/NCTE/NRCAPP-11193/266th (Part-3) Meeting/2017/170210 dated 03/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The SCN was issued to the institution on 15.02.2017 regarding non-compliance of LOI issued on 08.07.2016. The institution submitted its reply on 27.02.2017, however, the institution did not fulfil the conditions mentioned in the LOI. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Oxford Model Institute of Advance Studies, Maharajpur, Narwal Kanpur, Uttar Pradesh was asked to present the case of the appellant institution on 26/08/2017 and 15/12/2017 but nobody from the institution appeared. The appellant vide letter dated 14.12.2017 has requested for grant of another opportunity. The Committee decided to give the appellant another opportunity i.e. the third opportunity to present their case.

AND WHEREAS Oxford Model Institute of Advance Studies, Maharajpur, Narwal Kanpur, Uttar Pradesh was asked to present the case of the appellant institution on 03.04.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. The Committee, therefore, decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that the appellant, in their appeal, without offering any explanation to the grounds of refusal, merely requested that they may be given one opportunity to complete the necessary action. The Committee

also noted that the appellant sent a letter dt. 28.03.2018 stating that they are interested in B.Ed. course and they will fulfil all the requirements for this purpose in time.

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent for B.Ed. course on 08.07.2016. According to that Letter, the appellant was required to forward all the information and documents mentioned therein within two months from the date of issue of that Letter. While the appellant did not respond to the Letter of Intent, N.R.C. issued a Show Cause Notice on 15.02.2017. The appellant, in their reply dt. 27.02.2017, stated that they could not take necessary action intime as he was unwell for one year and requested for additional time. The N.R.C. did not accept the request and refused recognition. The appellant has not intimated even now the steps they have taken to meet the requirements of the Letter of Intent issued on 08.07.2016. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the N.R.C. confirmed.

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

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

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Oxford Model Institute of Advance Studies, Maharajpur, G.T. Road, Narwal Kanpur – 209402, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, Delhi.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(13)

F.No.89-700/E-44997/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of B.R. Kabra Kuchaman Mahila Shikshan Prashikshan Mahavidyalaya, Shakmbhari Temple Road, Station Road, Kuchaman, Rajasthan dated 14/07/2017 is against the Order No. NCTE/NRC/NRCAPP201615286/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/SCN/RJ/2017-18 dated 06/06/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The total built-up area of the institution is 3541.75 sq. mtr. For existing two units of B.Ed., one unit of D.El.Ed. and proposed B.A. B.Ed./B.Sc. B.Ed. programme which is not sufficient as per NCTE Regulations, 2014. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.

AND WHEREAS Sh. M. S. Srivastava, Consultant and Sh. R. K. Sharma, Principal, B.R. Kabra Kuchaman Mahila Shikshan Prashikshan Mahavidyalaya, Shakmbhari Temple Road, Station Road, Kuchaman, Rajasthan presented the case of the appellant institution on 15/12/2017. In the appeal and during personal presentation it was submitted that another opportunity may be provided to submit building completion certificate and other related documents and evidences."

AND WHEREAS Considering the request made by the appellant seeking another opportunity, Appeal Committee decided to grant another (second) opportunity to present their case.

AND WHEREAS Sh. R. K. Sharma, Principal, B.R. Kabra Kuchaman Mahila Shikshan Prashikshan Mahavidyalaya, Shakmbhari Temple Road, Station Road, Kuchaman, Rajasthan presented the case of the appellant institution on 03.04.2018 i.e. the second opportunity granted to them. In the appeal, the appellant submitted

that after inspection of the institution, N.R.C. issued a show cause notice on two grounds, namely, (i) the size of the multipurpose hall is not as per norms and (ii) there is overwriting in the built up area. A reply was sent on 01.05.2017 clarifying the position. The appellant also submitted that no objection was raised by the N.R.C. about the insufficiency of the built up area in the Show Cause Notice. The appellant submitted that as per NCTE Regulations for D.El.Ed. and B.Ed. + B.A. /B.Sc. B.Ed. courses, the total constructed area required is 3000 sq. mts. and for extra unit 500 sq. mts. is required. They have decided to construct six class rooms with a total area of 600 sq. mts by the end of Oct., 2017. The appellant in their letter dt. 28.03.2018 stating that neither the Visiting Team nor the N.R.C. has specified the required area, enclosed a building completion certificate countersigned by the P.W.D. Engineer, showing a total built up area of 4766.20 sq. mts. and also a building plan approved by Government Engineer showing the same built up area.

AND WHEREAS the Committee noted that the N.R.C. before issuing the refusal order did not intimate the appellant, specifically, the shortfall in the built up area thereby denying them the opportunity to make a representation. In the circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the documents submitted by the appellant in the appeal and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward their explanations and documents submitted in appeal to the N.R.C. within 15 days of receipt of the orders on the appeal.

AND WHEREAS the N.R.C., while taking further action as suggested in para 5 above, should take into account that as per the provisions of Norms and Standards for B.A./B.Sc. B.Ed. programme contained in para 1.1 of Appendix – 13 to the NCTE Regulations, 2014, this programme aims at integrating general studies comprising science (B.Sc. B.Ed.) and social science or humanities (B.A. B.Ed.) and professional studies related to the tasks and functions of a school teacher. The availability of B.A./B.Sc. courses in the institution is therefore necessary for the integration. This position has been clarified by the NCTE in their letter dt. 07.04.2016 also. The N.R.C. should note that the appellant institution is not offering B.A. or B.Sc. programme as admitted by them.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserves to be remanded to the N.R.C. with a direction to consider the documents submitted by the appellant in the appeal and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward their explanations and documents submitted in appeal to the N.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of B.R. Kabra Kuchaman Mahila Shikshan Prashikshan Mahavidyalaya, Shakmbhari Temple Road, Station Road, Kuchaman, Rajasthan to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, B.R. Kabra Kuchaman Mahila Shikshan Prashikshan Mahavidyalaya, Shakmbhari Temple Road, Station Road, Kuchaman – 341508, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi - 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

(14)

F.No.89-691/E-43111/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 28/4/18

ORDER

WHEREAS the appeal of Smt. Yasoda Devi Pandey Institute of Shikshan and Prashikshan Sansthan, Siddharthnagar Road, Itawah, Uttar Pradesh dated 30/10/2017 is against the Order No. NRC/NCTE/NRCAPP-4792/260th Meeting/2016/165485 dated 09/01/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "Reply of show cause notice issued to the institution on 06.01.2016, submitted by the institution on 28.01.2016 is not sufficient on following grounds:- The institution has not submitted the Building Completion Certificate signed by the Competent Govt. Authority. Certificate from the Registrar of society regarding the merger of society has not been submitted."

AND WHEREAS the appellant, aggrieved by the order of the NRC dt. 09/01/2017 filed a Writ C. No. 31129 of 2017 before the Hon'ble High Court of Allahabad. The Hon'ble High Court in their order dt. 20.07.2017 disposed of the petition with a direction that the petitioner, if advised, may avail, alternative remedy of appeal. Thereafter the appellant filed the present appeal.

AND WHEREAS Dr. Pramod Kumar Dwivedi, Lecturer, Smt. Yasoda Devi Pandey Institute of Shikshan and Prashikshan Sansthan, Siddharthnagar Road, Itawah, Uttar Pradesh presented the case of the appellant institution on 15/12/2017. In the appeal and during personal presentation it was submitted that the Completion Certificate dated 19.01.2016 duly issued by Public Works Departments, Sidharth Nagar was already submitted. However the institution is again submitting the same. At the time of the filing of the reply the letter dated 13.07.2016 duly issued by Assistant Registrar, Firms Societies and Chits, Gorakhpur, was duly submitted and further in subsequent letter dated 13.07.2016, and another letter dated 18.09.2016,

duly issued by Assistant Registrar, Gorakhpur, U.P. has been submitted with compliance of all the requirements raised by the NCTE."

AND WHEREAS the Committee noted that while the appellant submitted a copy of the letter dt. 18.09.2017 issued by the Asst. Registrar, Forms Societies and Chits, Gorakhpur certifying that the earlier registered M.P.J.E. Society, Itawah, has been cancelled and merged in Pandit Gomti Prasad Memorial Charitable and Educational Trust, Village Piraula, Post – Bhatokhar, Distt. – Siddharthnagar, he has not submitted the building completion certificate signed by a Competent Government Authority.

AND WHEREAS the appellant, in the course of presentation, submitted a letter dt. 15.12.2017 in which it is stated that due to some mistake they could not bring the building completion certificate. In the circumstances, the appellant requested that he may be given another opportunity for bringing the same. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Rama Kant Dwivedi, Assistant Teacher, Smt. Yasoda Devi Pandey Institute of Shikshan and Prashikshan Sansthan, Siddharthnagar Road, Itawah, Uttar Pradesh presented the case of the appellant institution on 03.04.2018 i.e. the second opportunity granted to them. In the course of presentation, the appellant submitted a building completion certificate issued by the Assistant Engineer, P.W.D., Siddharthnagar.

AND WHEREAS the Committee noting (i) the copy of the letter dt. 18.09.2017 issued by the Assistant Registrar, Forms Societies and Chits, Gorakhpur about the merger of the society and (ii) the building completion certificate submitted by the appellant, concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider these documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward these documents submitted in appeal to the N.R.C. 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 matter deserves to be remanded to N.R.C. with a direction to consider these documents to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward these documents submitted in appeal to the N.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Smt. Yasoda Devi Pandey Institute of Shikshan and Prashikshan Sansthan, Siddharthnagar Road, Itawah, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Smt. Yasoda Devi Pandey Institute of Shikshan and Prashikshan Sansthan, Itwa, Siddharthnagar Road, Itwa – 272192, U.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(15)

F.No.89-626/E-21421/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Madhav Mahavidyalaya, Shankarpur, Malihabad, Uttar Pradesh dated 20/08/2017 is against the Order No. NCTE/NRC/NRCAPP2016 15505/B.El.Ed./UP/2017-18/2 dated 28/03/2017 / 24/05/2017 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. course on the grounds that "The applicant institution has not submitted the reply of the SCN within the stipulated time. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Madhav Mahavidyalaya, Shankarpur, Malihabad, Uttar Pradesh was asked to present the case of the appellant institution on 18/12/2017 but no one appeared before Appeal Committee on 18.12.2017. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. V.D. Mishra, President, Madhav Mahavidyalaya, Shankarpur, Malihabad, Uttar Pradesh presented the case of the appellant institution on 03.04.2018 i.e. the second opportunity granted to them. In the appeal and during presentation it is submitted that they have submitted to N.R.C. approved building plan, N.O.C., Land registry and affiliation order related to S.C.N. on 27.03.2017.

AND WHEREAS the Committee noted that the appellant institution sent their reply to the Show Cause Notice on 23.03.2017, which was received in the N.R.C. on 27.03.2017. The N.R.C., however, considered the matter in their meeting held on 21st to 24th March, 2017 and decided to refuse recognition on the ground that reply has not been received within stipulated time.

AND WHEREAS the Committee, noting that the reply of the appellant has been received just a few days after the N.R.C'S meeting and is available in the file, concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the appellant's reply 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 matter deserves to be remanded to N.R.C. with a direction to consider the appellant's reply and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Madhav Mahavidyalaya, Shankarpur, Malihabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The President, Madhav Mahavidyalaya, Shankarpur, Malihabad – 226104, Uttar Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-633/E-24934/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Star College of Education, Medikonduru, Andhra Pradesh dated 21/07/2017 is against the Order No. SRO/NCTE/SRCAPP14121/D.El.Ed/AP/2017-18/93293 dated 17/05/2017 Of the Southern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that:- "1. Their reply to our LOI is seen. 2. The Faculty list given for D.El.Ed. – 2 units (14121) is not approved by the affiliating body it can not be accepted. 3. Reject the D.El.Ed. (2 units) application. 4. Return FDRs, if any. 5.1 The linked B.Ed. (2 units) case has been found to be eligible for FR. But, it has been held in abeyance until final decision in this D.El.Ed. case, because of the 'stand alone' consideration. 5.2 Now, that the D.El.Ed. application has been rejected, the B.Ed. (2 units) case has also to be rejected. 5.3 Their reference to the prospect of their starting a liberal Arts/Science College shortly cannot be taken into account at this preliminary stage. 5.4 Reject the B.Ed. (2 units) application. 6. Return FDRs, if any. 7.Close the 2 files.

Now therefore, the application of Star College of Education, Plot No. 1, Medikonduru Village and Post office & Taluka, Guntur District – 522438, Andhra Pradesh for grant of recognition for D.El.Ed. programme is hereby rejected".

AND WHEREAS Star College of Education, Medikonduru, Andhra Pradesh was asked to present the case of the appellant institution on 18/12/2017 but nobody appeared. Appellant however, sent an email asking for another opportunity to present its case on 21.12.2017. Appeal Committee did not agree to give the appellant opportunity on a specific date i.e. 21.12.2017. Committee however, decided to give the appellant another opportunity for making personal presentation of its case.

AND WHEREAS Sh. G. Raghu Kiran, Representative, Star College of Education, Medikonduru, Andhra Pradesh presented the case of the appellant institution on 03.04.2018 i.e. the second opportunity granted to them. The appellant,

in their appeal submitted that they submitted the faculty list for two units of D.El.Ed. to the SCERT, Government of Andhra Pradesh for approval and in reply to the L.O.I., given within a period of 60 days, they submitted the identified faculty list, which was yet to be approved at that time. The appellant, in the course of presentation, submitted a copy of the proceedings of the Director, SCERT, A.P. Amaravati dt. 14.12.2017 approving the names of one principal and 15 lecturers for the D.El.Ed. course in the appellant's institution.

AND WHEREAS the Committee, noted that the ground of refusal was non-submission of an approved faculty list. Since the appellant has obtained the approval of the State SCERT for their faculty, the Committee concluded that the matter deserved to be remanded to the S.R.C. with a direction to consider the approved faculty list to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward the approved faculty list to the S.R.C. 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 matter deserves to be remanded to S.R.C. with a direction to consider the approved faculty list to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward the approved faculty list to the S.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Star College of Education, Medikonduru, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Star College of Education, Medikonduru, Main Road, Medikonduru – 522438, Andhra Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, 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.

(17)

F.No.89-634/E-24938/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Star B.Ed. College, Medikonduru, Andhra Pradesh dated 21/07/2017 is against the Order No. SRO/NCTE/SRCAPP14120/B.Ed/AP/2017-18/93279 dated 16/05/2017 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "Their reply to our LOI is seen. The faculty list given for D.El.Ed.-2 Units (14121) is not approved by the affiliating body it cannot be accepted. Reject the D.El.Ed. (2 units) application. Return FDRs, if any. 5.1 The linked B.Ed. (2 units) case has been found to be eligible for FR. But, it has been held in abeyance until final decision in this D.El.Ed. course, because of the 'standalone' consideration. 5.2 Now, that the D.El.Ed. application has been rejected, the B.Ed. (2 units) case has also to be rejected. 5.3 Their reference to the prospect of their starting a liberal Arts/Science College shortly cannot be taken into account at this preliminary stage. 5.4 Reject the B.Ed. (2 units) application. 6. Return FDRs, if any. 7. Close the 2 files."

AND WHEREAS Star B.Ed. College, Medikonduru, Andhra Pradesh was asked to present the case of the appellant institution on 18/12/2017 but no one appeared. In the appeal memoranda it was submitted that "they submitted the D.El.Ed. 2 units faculty list to SCERT, Govt of AP for approvals and the approval was pending at SCERT on 02.05.2017; but they submitted reply to LOI within the period of 60 days given by SRC, NCTE in LOI, along with FDRs, Annexure 1 and Annexure 2 and identified faculty list submitted without approval due to the faculty numbers list is to be approved by the Director SCERT, A.P. The B.Ed. 2 Units case has been eligible for FR. But the B.Ed. case linked with D.El.Ed. case." The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. G. Raghu Kiran, Representative, Star B.Ed. College, Medikonduru, Andhra Pradesh presented the case of the appellant institution on

03.04.2018 i.e. the second opportunity granted to them. The appellant submitted that they have obtained the approval of Director, SCERT, Andhra Pradesh for the faculty for their D.El.Ed. course and submitted the same in connection with their appeal in respect of D.El.Ed. course. The appellant, therefore, requested that their appeal for B.Ed. course may also be considered favourably.

AND WHEREAS the Committee noted that the ground of refusal of recognition for B.Ed. course is that, with the refusal of recognition for D.El.Ed. course, due to non-submission of approved faculty list, the institution has become a stand-alone one, even though the B.Ed. course was found to be eligible for grant of formal recognition. On the submission of approved faculty list for D.El.Ed. course, the Committee decided to remand the matter relating to that course to the S.R.C. for taking further action. The 'Stand-alone' consideration will therefore, not be applicable to the B.Ed. course. In these circumstances, the Committee concluded that the matter deserved to be remanded to the S.R.C. with a direction to take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the 'standalone' consideration will not be applicable to B.Ed. course now and therefore, matter deserves to be remanded to S.R.C. with a direction to take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Star B.Ed. College, Medikonduru, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Star B.Ed. College, Medikonduru, Main Road, Medikonduru – 522438, Andhra Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, 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.

(18)

F.No.89-647/E-34276/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Tata Institute of Social Sciences, Guwahati, Uzanbazar, GMC, Assam dated 29/09/2017 is against the Order No. ERC/242.8.10/ID No. 10540/4 year. B.A. B.Ed./B.Ed. B.SC. Integrated and B.Ed. M.Ed. 3 Year Integrated/2016/53995 dated 01/08/2017 of the Eastern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. and B.Ed. M.Ed. Integrated courses on the ground that "a. Show Cause Notice was issued on 16.06.2017 on the following grounds: (i) As the University is a deemed to be University, the institution is required to submit the approval letter from the UGC vide its D.O. letter No. F6-7/2003(CPP-1) dated 16.03.2014 to open new course at off campus. (ii) Submitted building plan is not a proper blue print and not approved by the Govt. Engineer/Authority. (iii) Building Completion Certificate is not submitted duly approved by Govt. Engineer/Authority and not as per the NCTE proforma. b. In response, the institution submitted representation dated 14.06.2017 with some documents and seeking further extension of time to comply the deficiencies. The Committee has not accepted the request of the institution and observed that the institution is still deficient on the grounds of Show Cause Notice dated 16.06.2017. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646186 of the institution regarding recognition of applied 4 year B.A. B.Ed. / B.Sc. B.Ed. Integrated and B.Ed. M.Ed. – 3 year Integrated Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Prof. Padma Sarangapani, Professor, Tata Institute of Social Sciences, Guwahati, Uzanbazar, GMC, Assam presented the case of the appellant institution on 18/12/2017. During personal presentation it was requested that "another opportunity may be provided as some necessary documents were not complete."

AND WHEREAS Appeal Committee as per prevalent practice and extant appeal rules, decided to grant another (second) opportunity to the appellant to make personal presentation before the Appeal Committee.

AND WHEREAS Prof. Padma M. Sarangapani, Professor and Mrs. Usha Iyengar, Programme Manager, Tata Institute of Social Sciences, Guwahati, Uzanbazar, GMC, Assam presented the case of the appellant institution on 03/04/2018 i.e. the second opportunity granted to them. In the course of presentation the appellant submitted (i) a copy of the letter no. F. 13-1/2013 (DU) dt. 19.09.2014 from the University Grants_Commissions conveying approval in principle for establishing of School of Education at Mumbai and Guwahati Campuses with the courses mentioned threrein by the appellant institution; and (ii) a building plan approved by Guwahati Municipal Corporation. The appellant gave an undertaking that the building completion certificate, which has been signed by their University Engineer, will be confirmed/countersigned by the authorised Government Engineer and provided at the time of Visiting Team Visit.

AND WHEREAS the Committee, noting the above submissions of the appellant with reference to the grounds of refusal, concluded that the matter deserved to be remanded to the E.R.C. with a direction to consider the documents submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the E.R.C. the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. The appellant, at the time of inspection by the Visiting Team, should submit a proper building completion certificate in the prescribed format giving all the required details regarding land, built up area etc. and approved / countersigned by a Government Engineer.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserves to be remanded to E.R.C. with a direction to consider the documents submitted by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the E.R.C. the documents submitted in the appeal within 15 days of receipt of the orders on the appeal. The appellant at the time of inspection by the Visiting

Team should submit a proper building completion certificate in the prescribed format giving all the required details regarding land, built up area etc. and approved / countersigned by a Government Engineer.

NOW THEREFORE, the Council hereby remands back the case of Tata Institute of Social Sciences, Guwahati, Uzanbazar, GMC, Assam to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. **The Appellant, Tata Institute of Social Sciences, Guwahati, 14-A, Bhuban Road, Uzanbazar, GMC – 781001, Assam.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.

(19)

F.No.89-650/E-34540/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of The Sandipani Shikshan Mahavidhyalaya, Ghatlodia, Chanakaya Puri, Ahmedabad, Gujarat dated 04/10/2017 is against the Order No. WRC/APW02544/323288/GJ/278th/2017/188167 dated 07/08/2017 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "The case file was seen. In response to the show cause notice dt. 05.08.2016, the institute submitted a photocopy of the list of teaching staff for the session 2015-16 approved by the In-charge Registrar. The list should be originally approved. For two units of the B.Ed. course there should be one Principal and 15 staff members. All faculty members are on yearly adhoc basis which is not permitted. Lecturer at sr. no. 8 does not have the required percentage at PG level. No Principal has been appointed. The institute has submitted FDRs of Rs. 5.00 lakhs only, whereas the requirement is 12 lakhs. Hence, Recognition is withdrawn from the academic session 2018-19. FDRs, if any, be returned."

AND WHEREAS Sh. Parth Rawal, Trustee and Sh. Sameer Upadhyay, Representative, The Sandipani Shikshan Mahavidhyalaya, Ghatlodia, Chanakaya Puri, Ahmedabad, Gujarat presented the case of the appellant institution on 18/12/2017. In the appeal memoranda it was submitted that "Institute has submitted the true copy duly attested and original copy was with the university. Institute has used only one intake for the academic session 2015/1, for which institute has written letter to NCTE and also to university. As per one Unit staff of one principal and 8 members was appointed. Appointment was done by the university Committee and Gujarat university gives one-year adhoc approval to all new staff selected. No qualified lecturer for the sr.no.8 appeared. The selection was done by university committee. No candidate for the post of principal appeared in the interview. The institute has submitted FDR Rs. 5 lac as per one unit for that academic session

which institute has used one unit only and informed NCTE too. For the current session institute has submitted FDR 12 lakhs."

AND WHEREAS during the course of personal presentation, appellant submitted a letter dated 18/12/2017 seeking another opportunity to present documentary evidence to prove that deficiencies pointed out in the SCN have been fully rectified. Appeal Committee decided to grant another (second) opportunity to the appellant to make personal presentation and submit documents which he considers to be necessary in support of its submission.

AND WHEREAS Sh. Parth M. Rawal, Trustee, The Sandipani Shikshan Mahavidhyalaya, Ghatlodia, Chanakaya Puri, Ahmedabad, Gujarat presented the case of the appellant institution on 03.04.2018 i.e. the second opportunity granted to them. The appellant in the course of presentation submitted a letter dt. 03.04.2018 enclosing a list of faculty containing a principal, 15 lecturers and a librarian for their B.Ed. course approved by Registrar I/c, Gujarat University, Ahmedabad and copies of two FDRs for Rs. 7 lakhs and Rs. 5 lakhs held jointly with the Regional Director, W.R.C.

AND WHEREAS the Committee, noting the documents submitted by the appellant, which meet the requirements of the W.R.C's order dt. 07.08.2017, concluded that the matter deserved to be remanded to the W.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted during appeal presentation within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserves to be remanded to W.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted during appeal presentation within 15 days of receipt of the

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

NOW THEREFORE, the Council hereby remands back the case of The Sandipani Shikshan Mahavidhyalaya, Ghatlodia, Chanakaya Puri, Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, The Sandipani Shikshan Mahavidhyalaya, Ghatlodia, Chanakaya Puri, Ahmedabad – 380061, Gujarat.
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 Gujarat, Gandhinagar.

(21)

F.No.89-655/E-35463/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 24/4/18

ORDER

WHEREAS the appeal of S.V. Choudhari College of Education, Pamol, Vijapur, Gujarat dated 05/10/2017 is against the Order No. WRC/APW00541/323156/GJ/278th /2017/188189-197 dated 07/08/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "In response to the show cause notice dt. 30.08.2016, the institute has submitted a photocopy of an approved list of one Principal and 6 faculty members approved by the competent authority. Out of these lecturers Shailesh Kumar and Piyush Kumar Patel are not qualified. Again, Manish Kumar Solanki is appointed on adhoc basis which is not acceptable. The institute has not submitted a B.C.C. from a Govt. Engineer. Hence, Recognition is withdrawn from the academic session 2018-2019. FDRs, if any, be returned. "

AND WHEREAS S.V. Choudhari College of Education, Pamol, Vijapur, Gujarat presented the case of the appellant institution on 20/12/2017. The appellant with their appeal enclosed a copy of a building completion certificate signed by Deputy Executive Engineer, ATVT Vijapur and a list of three Asst. Professors indicating that the matter is under process at the university level.

AND WHEREAS in the course of presentation, the appellant, in a letter dt. 20.12.2017, submitted that they will complete the appointment in accordance with the rules of the Hemchandracharya North Gujarat University within a period of three months. In the circumstances, the Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Girishkumar K. Chauhan, Principal and Sh. Rameshbhai P. Chaudhari, Trustee, S.V. Choudhari College of Education, Pamol, Vijapur, Gujarat presented the case of the appellant institution on 03.04.2018 i.e. the second

opportunity granted to them. The appellant, in the course of presentation, submitted a letter dt. 03.04.2018 enclosing a list of faculty containing a principal and seven Lecturers / Assistant Professors for their B.Ed. course approved by the Regisrar, I/c, Hemchandracharya North Gujarat University, Patan.

AND WHEREAS the Committee, noting the documents submitted by the appellant, which met the requirements of the W.R.C's order dt. 07.08.2017, concluded that the matter deserved to be remanded to the W.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted during appeal presentation, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserves to be remanded to W.R.C. with a direction to take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the W.R.C. the documents submitted during appeal presentation, within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of S.V. Choudhari College of Education, Pamol, Vijapur, Gujarat to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, S.V. Choudhari College of Education, Pamol, Near Mahadev Mandir, Vijapur – 382820, Gujarat.
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 Gujarat, Gandhinagar.

(22)

F.No.89-23/E-60480/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Shiv Prashikshan Sansthan, Jaigaha, Sagadi, Azamgarh, U.P. dated 18/01/2018 is against the Order No. NRC/NCTE/Recognition/D.El.Ed./2016/146821-7694 (NRCAPP-11709) dated 02/05/2016 of the Northern Regional Committee, granting recognition for conducting D.El.Ed. course of one additional unit. The appellant wants recognition for two additional units."

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a Writ C No. 57062 of 2017 before the Hon'ble High Court, Allahabad stating that other similarly situated institutions had been granted recognition for three units (150 intake). The Hon'ble High Court in their order dt. 30.11.2017 dismissed the petition on the ground of alternative remedy of appeal under Section 18 of the NCTE Act, 1993. The Hon'ble High Court also ordered that in case of filing of such an appeal, the Appellate Authority shall consider the same on merits without raising any objections with regard to the limitation in filing thereof.

AND WHEREAS Sh. Sudhanshu Shekhar, Administrator, Shiv Prashikshan Sansthan, Jaigaha, Sagadi, Azamgarh, U.P. presented the case of the appellant institution on 03/04/2018. In the appeal and during personal presentation and in a letter dt. 02.04.2018 it was submitted that the Institution had applied for recognition of additional unit of D.El.Ed. Course vide Application No. NRCAPP 11709 in the Office of NRC on 29.05.2015 through Online. The inspection of the Institution was carried out by the Inspection team constituted by NRC on 14.02.2016. The Institution has already created infrastructure and other facilities as required in the NCTE Norms and Regulation for additional two units of D.El.Ed. Course. The inspection team has already verified the infrastructure and other facilities which are sufficient for additional two units. The NRC NCTE Jaipur granted only one additional unit in place of two additional units in D.El.Ed. course to the Institution which is not justified as the

Institution is having infrastructure and other facilities for two additional units in D.El.Ed. course. As per NCTE Regulations, 2014, there is no restriction for granting two additional units in the D.El.Ed. Course. The Building Completion Certificate and Building Plan are attached herewith which show that the built up area of the Institution is more than the requirement for running three units in D.El.Ed. course. The same has already been inspected by the Team of NRC. The Institution is ready for another inspection if required by the NCTE for verification of all facilities created by the Institution for additional two units. If the fee is applicable for the same the Institution will deposit the same. In view of the facts and grounds and in compliance of Order dated 30.11.2017 passed by High Court of Allahabad against writ petition no. 57062 of 2017, recognition be granted to the Institution for two Additional Units in place of one Additional Unit granted by NRC vide order No. File No. NRC/NCTE/Recognition/D.El.Ed. /2016/146821 7694 Dated 02.05.2016."

AND WHEREAS the Committee noted that the appellant, who is already having recognition for one unit of D.El.Ed. course, in the affidavit enclosed to their online application dt. 29.05.2015, sought recognition for one additional unit of D.El.Ed. course with an intake of 50. The No Objection Certificate dt. 23.05.2015 issued by the concerned affiliating body was for one unit of additional intake in the D.El.Ed. course. The Visiting Team, which conducted an inspection of the appellant institution on 12.02.2016, in their report, noted that the proposal was for one unit with an intake of 50. The N.R.C. in their 252nd meeting held from 19th April to 2nd May, 2016 decided to issue a Letter of Intent prior to grant of formal recognition. The N.R.C. also issued the formal recognition order on 02.05.2016 for one (additional) unit of D.El.Ed. with an intake of 50.

AND WHEREAS the Committee noted that the appellant, at no point of time, during the course of processing of their application for one additional unit of D.El.Ed. (50 intake), requested for two additional units. The appellant has been given recognition for one additional unit as applied for. In these circumstances, the Committee concluded that the N.R.C. was justified in granting recognition for one unit of D.Ed. course which is an addition and, therefore, the appeal deserved to be rejected.

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 granting recognition for one additional unit of D.El.Ed. only and therefore, the appeal deserved to be rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Shiv Prashikshan Sansthan, Jaigaha, Sagadi, Azamgarh – 276121, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(23)

F.No.89-24/E-60351/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Pt. Shri Ram Dubey Shikshan Prashikshan Mahavidyalay, Sultanpur Dasawan, NH-9, Bhudanpur, Atraulia, Uttar Pradesh dated 18/01/2018 is against the Order No. NRC/NCTE/NRCAPP-3553/236th Meeting/2015/197839-848 dated 06/05/2015 of the Northern Regional Committee, granting recognition for conducting D.El.Ed. course of one unit. The appellant wants recognition for two additional units.

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a Writ C No. 57066 of 2017 before the Hon'ble High Court, Allahabad stating that other similarly situated institutions had been granted recognition for three units (150 intake). The Hon'ble High Court in their order dt. 30.11.2017 dismissed the petition on the ground of alternative remedy of appeal under Section 18 of the NCTE Act, 1993. The Hon'ble High Court also ordered that in case of filing of such an appeal, the Appellate Authority shall consider the same on merits without raising any objections with regard to the limitation in filing thereof.

AND WHEREAS Sh. Ramesh Dubey, Manager, Pt. Shri Ram Dubey Shikshan Prashikshan Mahavidyalay, Sultanpur Dasawan, NH-9, Bhudanpur, Atraulia, Uttar Pradesh presented the case of the appellant institution on 03/04/2018. In the appeal and during personal presentation it was submitted that "the Institution had applied for recognition of additional unit of D.El.Ed. Course vide Application No. NRCAPP-3553 in the Office of NRC on dated 22.12.2012 through Online. The inspection of the Institution was carried out by the Inspection team constituted by NRC on 12.01.2014. The Institution has already created infrastructure and other facilities as required in the NCTE Norms and Regulation for additional two units of D.El.Ed. Course. The inspection team has already verified the infrastructure and other facilities which are sufficient for additional two units. The NRC NCTE Jaipur granted only one additional

unit in place of two additional units in D.El.Ed. course to the Institution which is not justified as the Institution is having infrastructure and other facilities for two additional units in D.El.Ed. course. As per NCTE Regulations, 2014 there is no restriction for granting two additional units in the D.El.Ed. Course. The Building Completion Certificate and Building Plan are attached herewith which show that the built up area of the Institution is more than the requirement for running three units in D.El.Ed. course. The same has already been inspected by the Team of NRC. The Institution is ready for another inspection if required by the NCTE for verification of all facilities created by the Institution for additional two units. If the fee is applicable for the same the Institution will deposit the same. In view of the facts and grounds and in compliance of Order dated 01.12.2017 passed by High Court of Allahabad against writ petition no. 57066 of 2017, the recognition be granted to the Institution for two additional units in place of one additional unit granted by NRC vide order No. File No. NRC/NCTE/NRCAPP 3553/236th Meeting/2015 Dated 06.05.2015."

AND WHEREAS the appellant in a letter dt. 03.04.2018 submitted that during 2016 some institution were granted recognition for two units (100 intake) and also for one additional unit (50 intake). They represented before the Regional Director, N.R.C. and they were told that as they already have recognition for one unit, they were granted one unit as an addition. As the N.R.C. did not take any further steps, they approached the Hon'ble High Court.

AND WHEREAS the Committee noted that the appellant, who is already having recognition for one unit of D.El.Ed. course, in the affidavit enclosed to their online application dt. 22.12.2012, sought recognition for D.El.Ed. course of one unit with an intake of 50. The Visiting Team, which conducted an inspection of the appellant institute on 16th and 17th November, 2013 noted that the intake proposed was 50 (one unit). The N.R.C. in their 236th meeting held on 29-30 April and 1-2 May, 2015 decided to grant recognition and issued the order for one unit (50 intake) on 06.05.2015.

AND WHEREAS the Committee noted that the appellant, at no point of time, during the course of processing of their application for one additional unit of D.El.Ed. (50 intake), requested for two additional units. The appellant has been given

recognition for one additional unit as applied for. In these circumstances, the Committee concluded that the N.R.C. was justified in granting recognition for one unit of D.Ed. course which is an addition and, therefore, the appeal deserved to be rejected.

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 granting recognition for one additional unit of D.El.Ed. only and therefore, the appeal deserved to be rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Pt. Shri Ram Dubey Shikshan Prashikshan Mahavidyalay, Sultanpur Dasawan, NH-9, Bhudanpur, Atraulia – 223223, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(24)

F.No.89-35/E-60469/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 28/4/18

ORDER

WHEREAS the appeal of Vats Chandrakala Nagina College of Education, Chak Shah Daulat Latghat, Sagari, Azamgarh, Uttar Pradesh dated 16/01/2018 is against the Order No. NRC/NCTE/Recognition/D.El.Ed./2016/42867-3467 dated 03/03/2016 of the Northern Regional Committee, granting recognition for conducting D.El.Ed. course of one additional unit. The appellant wants recognition for two additional units.

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a Writ C. No. 57062 of 2017 before the Hon'ble High Court, Allahabad, stating that similarly situated institutions had been granted recognition for three units (150 intake). The Hon'ble High Court in their order dt. 30.11.2017 dismissed the petition on the ground of alternative remedy of appeal under Section 18 of the NCTE Act, 1993. The Hon'ble High Court also ordered that in case of filing of such an appeal, the Appellate Authority shall consider the same on merits without raising any objections with regard to the limitation in filing thereof.

AND WHEREAS Sh. Maneesh Kumar Mishra, Manager, Vats Chandrakala Nagina College of Education, Chak Shah Daulat Latghat, Sagari, Azamgarh, Uttar Pradesh presented the case of the appellant institution on 03/04/2018. In the appeal and during personal presentation it was submitted that "the Institution had applied for recognition of additional unit of D.El.Ed. Course vide application no. NRCAPP 13158 in the Office of NRC on 29/05/2015 through Online. The inspection of the Institution was carried out by the Inspection team constituted by NRC on 20.01.2016. The Institution has already created infrastructure and other facilities as required in the NCTE Norms and Regulations for additional two units of D.El.Ed. Course. The inspection team has already verified the infrastructure and other facilities which are sufficient for additional two units. The NRC NCTE Jaipur granted only one additional unit in place of two additional units in D.El.Ed. course to the Institution which is not

justified as the Institution is having infrastructure and other facilities for two additional units in D.El.Ed. course. As per NCTE, Regulations, 2014 there is no restriction for granting two additional units in the D.El.Ed. Course. The Building Completion Certificate and Building Plan are attached herewith which show that the built up area of the Institution is more than the requirement for running three units in D.El.Ed. course. The same has already been inspected by the Team of NRC. The Institution is ready for another inspection if required by the NCTE for verification of all facilities created by the Institution for additional two units. If the fee is applicable for the same the Institution will deposit the same. In view of the facts and grounds and in compliance of Order dated 30.11.2017 passed by High Court of Allahabad against writ petition no. 57062 of 2017 recognition be granted to the Institution for two additional units in place of one additional unit granted by NRC vide order No. File No. NRC/NCTE/Recognition/D.El.Ed. /2016/142867 to 3467 Dated03.03.1016"

AND WHEREAS the Committee noted that the appellant, in the affidavit enclosed to their online application dt. 02.06.2015 sought recognition for D.El.Ed. course with an intake of 50 + 50 seats. The No Objection Certificate dt. 23.05.2015 issued by the concerned affiliating body was for one unit of additional intake in the D.El.Ed. course. The Visiting Team, which conducted an inspection of the institution on 18.01.2016, noted that the proposal was for one unit (50 intake). The N.R.C. in their decision taken on 23.02.2016 to issue a Letter of Intent did not mention the intake. The appellant in response to this decision submitted a faculty list of nine members approved by the Examination Regulatory Authority, U.P., Allahabad on 24.02.2016, which is adequate for one unit. The N.R.C., in their 250th meeting (Part – 8) held on 27/02/2016 decided to grant recognition for additional intake of 50 students (one unit) and issued the recognition order on 03.03.2016.

AND WHEREAS the Committee noted that the appellant, excepting in the affidavit, has not requested the N.R.C. at any point of time during the course of processing of their application for grant of recognition for two units. As mentioned above the N.O.C. was only for one unit. In these circumstances, the Committee concluded that the appeal deserved to be rejected.

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 granting recognition for one additional unit of D.El.Ed. only and therefore, the appeal deserved to be rejected.

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

(Sanjay Awasthi)
Member Secretary

1. The Manager, Vats Chandrakala Nagina College of Education, Chak Shah Daulat Latghat, Azamgarh, Gorakhpur Road, Sagari, Azamgarh – 276136, U.P..
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(25)

F.No.89-76/E-64295/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of R.D. Singh College of Education, Busmahua, Phoolpur, Allahabad, Uttar Pradesh dated 15/02/2018 is against the Order No. NRC/NCTE/NRCAPP-13883/Recognition/B.Ed./269th Meeting (Part-2)/2017dated 30/04/2017 of the Northern Regional Committee, granting recognition for conducting B.Ed. course of one unit with an intake of 50. The appellant wants recognition for two units."

AND WHEREAS the appellant, aggrieved by the order of the N.R.C. filed a Writ C. No. 2891 of 2018 before the Hon'ble High Court, Allahabad. The Hon'ble High Court in their order dt. 23.01.2018 disposed of the petition with liberty to the petitioner to file an appeal before the National Council.

AND WHEREAS Sh. Pradeep Kumar Yadav, Representative and Sh. Vipendra Singh, Representative , R.D. Singh College of Education, Busmahua, Phoolpur, Allahabad, Uttar Pradesh presented the case of the appellant institution on 03/04/2018. In the appeal and during personal presentation it was submitted that the application made by them was for two units and the Visiting Team also recommended allotment of two units. In pursuance of the Letter of Intent, they obtained the approval of Allahabad State University for appointment of 16 teachers. But the N.R.C. granted in their order dt. 30.04.2017 granted recognition for one unit only. The appellant made a detailed representation stating that they have sufficient facilities and appointed 16 teachers for imparting education to two units of B.Ed. No action has been taken on their representation till date.

AND WHEREAS the Committee noted that the appellant, in the affidavit enclosed to their online application dt. 24.06.2015 sought recognition for B.Ed. course of two units with an intake of 100 students. The Visiting Team in their report

dt. 18.02.2016 noted that the proposal was for two units of B.Ed. course with 100 intake and recommended grant of recognition for two units. The N.R.C. in their Letter of Intent dt. 01.03.2016 issued prior to grant of formal recognition did not indicate the intake. The appellant with their letter dt. 27.10.2016 sent to N.R.C. inter-alia submitted a list of a Principal and 15 teachers approved by the Allahabad State University in their letter dt. 26.10.2016. The N.R.C. however granted recognition for one unit only.

AND WHEREAS the Committee, noting that the N.R.C. has granted recognition for one unit only against the appellant's request for two units without assigning any reasons, concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the request of the appellant as per the NCTE Regulations, 2014 and issue a suitable order/communication.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that the matter deserved to be remand back the case to N.R.C. with a direction to consider the request of the appellant as per the NCTE Regulations, 2014 and issue a suitable order/communication.

NOW THEREFORE, the Council hereby remands back the case of R.D. Singh College of Education, Busmahua, Phoolpur, Allahabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, R.D. Singh College of Education, Busmahua, Phoolpur, Allahabad – 221507, U.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(28)

F.No.89-698/E-44803/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 28/4/18

ORDER

WHEREAS the appeal of Akar Adhyapan Mandir, Akash Education Trust on Ganga Daskoi, Ahmedabad, Gujarat dated 27/09/2017 is against the Order No. WRC/APW00522/323141/Guj/279th /2017/188582-588 dated 18/08/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "Show Cause Notice was issued to the institution on 22.08.2016. The institution has not replied till date. Hence Recognition is withdrawn from the session 2018- 2019."

AND WHEREAS Sh. Bhavesh K. Shah, Principal and Sh. Akash R. Patel, Managing Trustee, Akar Adhyapan Mandir, Akash Education Trust on Ganga Daskoi, Ahmedabad, Gujarat presented the case of appellant institution on 04.04.2018 and stated that "Show Cause Notice (S.C.N) dated 22.08.2016 was not received by the institution. It was after downloading the withdrawal order dated 27.09.2017 from the website of NCTE, the institution came to know of the S.C.N. for which a point wise reply is submitted."

AND WHEREAS Appeal Committee noted that Western Regional Committee, Bhopal had issued a S.C.N. dated 22.08.2016 to the appellant institution seeking documents in support of compliance of:

(i) Staff profile approved by affiliating body.

(ii) Notarised C.L.U., Non Encumbrance Certificate, Approved Building Plan, Building Completion Certificate.

(iii) F.D.Rs in joint operation.

AND WHEREAS Appeal Committee noted the submission made by appellant with regard to the availability of Principal and faculty approved by Gujarat University, the F.D.Rs of Rs. 7 lakh & 5 lakh obtained in September,2017 and the possession

certificate dated 28.07.2005 issued by Ahmedabad City Development Corp. Considering the submission made by appellant that S.C.N. dated 22.08.2016 was not received by the appellant resulting in non reply thereto, Appeal Committee decided to remand back the case to W.R.C. to consider the reply to S.C.N. which appellant is now required to submit to W.R.C. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C. Bhopal to revisit the case in light of the reply to S.C.N. dated 22.08.2016. The appellant is required to submit reply to S.C.N. dated 22.08.2016 within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Akar Adhyapan Mandir, Akash Education Trust on Ganga Daskoi, Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Akar Adhyapan Mandir, Akash Education Trust on Ganga Daskoi, Ahmedabad – 380060, Gujarat.
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 Gujarat, Gandhinagar.

(31)

F.No.89-672/E-39544/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Smt. Vanitaben Bachubhai Nandola B.Ed. College Bacha, Una, Junagadh, Gujarat dated 11/10/2017 is against the Order No. WRC/APW00802/323193/Guj./279th/2017/189405 dated 08/09/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "Show cause notice was issued to the institution on 30.08.2016. The institute has not replied till date. Hence, Recognition is withdrawn from the session 2018-19."

AND WHEREAS Sh. Valji U. Rathod, Principal, Smt. Vanitaben Bachubhai Nandola B.Ed. College Bacha, Una, Junagadh, Gujarat presented the case of the appellant institution on 20/12/2017 and 04.04.2018. In the appeal memoranda the appellant did not submit any explanation. The appellant gave a letter dt. 20.12.2017 requesting for another date for submitting (i) approved staff profile, (ii) certificate for land use; (iii) Building Completion Certificate; and (iv) approved building plan, which were some of the documents wanted as per the Show Cause Notice. The Committee acceded to the request and decided to give the appellant second opportunity to present their case.

AND WHEREAS Appeal Committee noted that appellant made a written submission before Appeal Committee on 04.04.2018 enclosing therewith copies of approved staff profile for the year 2015-16, building plan, Non-Encumbrance Certificate etc. Keeping in view the submission made by the appellant institution, Appeal Committee decided to remand back the case to W.R.C. for revisiting the matter after the appellant submits a consolidated compliance report in response to the S.C.N. within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C. Bhopal for considering the reply to S.C.N. dated 30.08.2016. Appellant institution is directed to submit within 15 days of issue of Appeal orders to W.R.C. a consolidated reply complying with all the deficiencies reported in the S.C.N.

NOW THEREFORE, the Council hereby remands back the case of Smt. Vanitaben Bachubhai Nandola B.Ed. College Bacha, Una, Junagadh, Gujarat to the WRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Smt. Vanitaben Bachubhai Nandola B.Ed. College Bacha, Una, Junagadh, Gujarat – 362560.
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 Gujarat, Gandhinagar.

(34)

F.No.89-80/E-64010/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Krishna Ojha D.El.Ed. College, Pure Vanshidhar Raja Bazar, Patti, Pratapgarh, Uttar Pradesh dated 07/02/2018 is against the Order No. NRC/NCTE/NRCAPP-11548/260th (Part-I) Meeting, 2017/178241-46dated 13/07/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was given show cause notice to submit NOC but institution failed to submit NOC from affiliating body. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Vivek Yadav, Member and Sh. Krishna Kant Ojha, Representative, Krishna Ojha D.El.Ed. College, Pure Vanshidhar Raja Bazar, Patti, Pratapgarh, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "An appeal is filed. The authority concerned shall decide the same by a reasoned and speaking order within two months thereafter."

AND WHEREAS Appeal Committee noted that appellant institution had filed a petition challenging the impugned refusal order dated 13/07/2017 and the Hon'ble High Court, Lucknow Bench, Lucknow in its order dated 01/12/2017 in case no. 29095 of 2017 "granted liberty to the petitioner to file an appeal before the authority concerned which is required to be decided within two months by issue of a reasoned and speaking order." Obviously, the appellant had not filed an appeal earlier. The

appellant filed online appeal on 07.02.2018 which is now being considered by Appeal Committee.

AND WHEREAS Appeal Committee noted that a Show Cause Notice (SCN) dated 24.11.2015 was issued to appellant institution for its failure to submit N.O.C. of the affiliating body with hard copy of the application. The appellant submitted copy of N.O.C. dated 21.10.2016 issued by affiliating body which was received in the office of N.R.C. Jaipur on 27.10.2016. It is worthwhile to mention that earlier only such N.O.C's were held acceptable by the NCTE which were found to have been issued by the affiliating bodies before the closing date for receipt of hardcopy of the application pertaining to the academic year for which applications were invited. Of late on the basis of orders of Hon'ble Supreme Court arising out of NCTE Vs. Rambha College of Education, for acceptance of NOCs issued by affiliating bodies at a belated stage, Appeal Committee had taken a decision to condone the delay, on filing of appeal, wherever applicants have submitted N.O.C. after issue of S.C.N. and before issue of final refusal/rejection order.

AND WHEREAS Appeal Committee noted that in the instant case appellant institution was able to submit N.O.C. dated 21.10.2016 to N.R.C. Jaipur on 27.10.2016.. The impugned refusal order was issued by N.R.C. in July, 2017. Appeal Committee, therefore, decided that the decision of N.R.C. to refuse recognition on ground of non-submission of N.O.C. from affiliating body deserves to be revisited and hence the case is remanded back to N.R.C.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and orders dated 01.12.2017 Hon'ble High Court of Lucknow Bench in case no. 29095/2017, Appeal Committee concluded that the decision of N.R.C. to refuse recognition on ground of non-submission of N.O.C. from affiliating body deserves to be revisited and hence the case is remanded back to N.R.C.

NOW THEREFORE, the Council hereby remands back the case of Krishna Ojha D.El.Ed. College, Pure Vanshidhar Raja Bazar, Patti, Pratapgarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Director, Krishna Ojha D.El.Ed. College, Pure Vanshidhar Raja Bazar, Patti, Pratapgarh – 230135, U.P..
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(35)

F.No.89-82/E-64168/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Arya College of Education, Bherian, Post Muklan, Haryana dated 09/02/2018 is against the Order No. NRC/NCTE/NRCAPP-4002/262nd (Part-8) Meeting/2017/1666652 dated 06/02/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was issued show cause notice on 29.12.2016 with regard to the ban on D.El.Ed. course imposed by the State Government. The reply of the institution to the show cause notice received on 19.01.2017 by NRC was considered and it was not found satisfactory. Further "As directed by the NCTE Hqrs. Vide its letter no. F.No. 49-01/2015/NCTE/N&/40229 dt. 24.08.2016, NRC decided to take up the matter with the Haryana Govt. to sort out impasse of application received prior to the promulgation of the Regulations, 2014 by allowing restricted exception to their current stand i.e. ban in respect of applications pertaining to the year 2013-14. A copy of this letter be forwarded to the Haryana Govt. for their comments so that adequate decision may be taken by the NRC. The NRC sent a letter to the Chief Secretary Secretariat, Higher Education, Haryana, Chandigarh on 16.09.2016 stating that to kindly revisit its policy decision of imposing ban in respect of applications for grant of recognition for B.Ed./D.El.Ed. Course categorically for the applications received by NRC prior to the promulgation of the Regulations, 2014. The NRC sent 1st reminder to Chief Secretary Secretariat, Higher Education, Haryana, Chandigarh on 6th October, 2016, followed by IInd reminder on 27th October, 2016. However, the State Government has not responded in the matter so far." Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Dr. S.V. Arya, Principal, Arya College of Education, Bherian, Post Muklan, Haryana presented the case of the appellant institution on 04/04/2018.

In the appeal and during personal presentation it was submitted that "The appellant once again filed the CWP No 17225 of 2017 against this order before the Hon'ble High court of Punjab & Haryana for non-grant of recognition to them by the NRC. The court directed to file appeal before this Hon'ble Committee and further directed to decide the appeal expeditiously in view of the checkered history of the case."

AND WHEREAS Appeal Committee noted that appellant institution had submitted application dated 25.12.2012 seeking recognition for conducting additional intake of D.El.Ed. programme. The application having been made under NCTE Regulations, 2009, the applicant at that time was not required to submit N.O.C. issued by affiliating body. So far as D.El.Ed. programme is concerned the affiliating body is SCERT controlled by the Education Department of Government of Haryana. The NCTE Regulations, 2009 laid down a specific time limit by which the State Government is required to furnish their recommendation to the NCTE in individual cases where copy of application is forwarded to them by the NCTE seeking recommendations. Clause 7 (4) (5) (C) of the NCTE Regulations, 2014 contain almost similar procedure for obtaining recommendation of the State Government. Under the above provisions it is also provided that 'In case no reply is received from that State Government within a prescribed period, the Regional Committee shall process and decided the matter on merits".

AND WHEREAS Appeal Committee noted from the details of application dated 25/12/2012 made by appellant institution that it is an institution recognised for conducting B.Ed. & D.El.Ed. and the additional intake sought in D.El.Ed. programme in no way create a new institution. Appeal Committee further noted that recognition for D.El.Ed. (Addl.) was first refused by N.R.C. by issue of a refusal order dated 30.11.2015 on the ground that institution has not submitted N.O.C. issued by concerned affiliating body. The appellant preferred an appeal dated 29.01.2016 against the refusal order and Appellate Authority remanded back the case to N.R.C. In para 3 of the above Appeal order dated 02/06/2016 Appellate Authority clearly adjudicated that application of the appellant institution having been submitted prior to 2014 Regulations, the ground of non-submission of N.O.C. from affiliating body does not seem to be justified and further action may be taken as per NCTE Regulations.

AND WHEREAS the appellate during the course of appeal presentation submitted that following institutions in the State of Haryana were granted recognition by N.R..C FOR D.El.Ed. recently whereas its application was refused for the reason of a general ban;

1. S.B.D. Jain College, Kurukshetra.
2. M.A. Sarbati College of Education, Rewari.
3. R.D. College of Education, Mohindergarh.
4. Sardar Ajit Singh College, Kurukshetra.
5. G.R. College of Education, Mohindergarh.
6. Sunrise College of Education, Mohindergarh.
7. Saraswati Devi College of Education, Pataudi.
8. Sri Krishan College of Education, Mohindergarh.
9. Modern College of Education, Faridabad.
10. Rao Raj Singh College, Dist. Gurgaon.

AND WHEREAS Appeal Committee further noted that impugned order dated 06.02.2017 is made on the ground that N.R.C's letter dated 16.09.2016 addressed to Chief Secretary, Secretariat Higher Education Haryana requesting for revisiting the policy decision imposing ban has not been replied to by the Government of Haryana. Appeal Committee is of the view that in case the general ban had been applicable in 2012, NCTE would not have invited applications for the course. It was only because the course was admissible, that NCTE invited applications and application was submitted by the appellant institution with payment of required fee at that time. It is also admitted that the processing of the application was pending at the time of notification of Regulations, 2014. NCTE should now take care that applicant institution fulfils the infrastructural and instructional Norms and Standards as provided in the new Regulations, 2014. Pending applications should not be refused on the grounds that there is a general ban imposed by the State Government subsequent to the year when applications were invited by NCTE and submitted by applicant after making the preparations. The Stalemate being experienced by the NCTE could have been avoided if the State Government had done some assessment of the applicant institutions and responded to the communications of NCTE within a reasonable time. Appeal Committee, therefore, decided that N.R.C. considering the merits of the case should independently take a decision and shall

not reject an already pending application simply on the ground that State Government has not responded to clarify the stand of imposing general ban from a retrospective date. The case is accordingly decided to be remanded back to N.R.C. for further processing of the application as per extent Regulations and on the analogy applied by N.R.C. in deciding the cases of institutions mentioned in para 5.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back to N.R.C. for further processing of the application as per extent Regulations and on the analogy applied by N.R.C. in deciding the cases of institutions mentioned in para 5.

NOW THEREFORE, the Council hereby remands back the case of Arya College of Education, Bherian, Post Muklan, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Principal, Arya College of Education, Bherian, Rajgarh Road, Post Muklan – 125007, Haryana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-93(A)/E-63738/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 24/4/18

ORDER

WHEREAS the appeal of Sita Ram Arya Memorial College of Education, Bherian, Hisar, Haryana dated 09/02/2018 is against the Order No. NRC/NCTE/NRCAPP-4399/265th (Part-3) Meeting/2017/168724 dated 09/03/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution was issued Show Cause Notice on 06.02.2017 with regard to the ban on D.El.Ed. course imposed by the State Government. The reply of the institution dated 07.02.2017 was considered and it was not found satisfactory. In compliance with the NCTE Hqrs. Letter No. F. 49-01/2015/NCTE/N&/40229 dt. 24.08.2016, NRC decided to take up the matter with the Haryana Govt. to sort out the impasse of applications received prior to the promulgation of the Regulations, 2014 by allowing restricted exception to their current stand i.e. ban in respect of applications pertaining to the years 2013-14. A copy of said letter be forwarded to the Haryana Govt. for their comments so that adequate decision may be taken by the NRC. The NRC sent a letter to the Chief Secretary Secretariat, Higher Education Haryana, Chandigarh on 16.09.2016 stating that to kindly revisit its policy decision f imposing ban in respect of applications for grant of recognition for B.Ed./D.El.Ed. Course categorically for the applications received by NRC prior to the promulgation of the Regulations, 2014. The NRC sent 1st reminder to Chief Secretary Secretariat, Higher Education Haryana, Chandigarh on 6th October, 2016, followed by IInd reminder on 27th October, 2016. However, the State Government has not responded in the matter till date. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Dr. S.V. Arya, Principal,, Sita Ram Arya Memorial College of Education, Bherian, Hisar, Haryana presented the case of the appellant institution

on 04/04/2018. In the appeal and during personal presentation it was submitted "That the appellant once again filed the CWP No 17225 of 2017 against this order before the Hon'ble High court of Punjab & Haryana for non-grant of recognition to them by the NRC. The court directed to file appeal before this Hon'ble Committee and further directed to decide the appeal expeditiously in view of the checkered history of the case."

AND WHEREAS Appeal Committee noted that appellant institution had submitted application dated 25.12.2012 seeking recognition for conducting additional intake of D.El.Ed. programme. The application having been made under NCTE Regulations, 2009, the applicant at that time was not required to submit N.O.C. issued by affiliating body. So far as D.El.Ed. programme is concerned the affiliating body is SCERT controlled by the Education Department of Government of Haryana. The NCTE Regulations, 2009 laid down a specific time limit by which the State Government required to furnish their recommendation to the NCTE in individual cases where copy of application is forwarded to them by the NCTE seeking recommendations. Clause 7 (4) (5) (C) of the NCTE Regulations, 2014 contain almost similar procedure for obtaining recommendation of the State Government. Under the above provisions it is also provided that 'In case no reply is received from that State Government within a prescribed period, the Regional Committee shall process and decided the matter on merits.

AND WHEREAS Appeal Committee noted from the details of application dated 25/12/2012 made by appellant institution that it is an institution recognised for conducting B.Ed. & D.El.Ed. and the additional intake sought in D.El.Ed. programme in no way create a new institution. Appeal Committee further noted that recognition for D.El.Ed. (Addl.) was first refused by N.R.C. by issue of a refusal order dated 30.11.2015 on the ground that institution has not submitted N.O.C. issued by concerned affiliating body. The appellant preferred an appeal dated 29.01.2016 against the refusal order and Appellate Authority remanded back the case to N.R.C. In para 3 of the above Appeal order dated 02/06/2016 Appellate Authority clearly adjudicated that application of the appellant institution having been submitted prior to 2014 Regulations, the ground of non-submission of N.O.C. from affiliating body

does not seem to be justified and further action may be taken as per NCTE Regulations.

AND WHEREAS the appellate during the course of appeal presentation submitted that following institutions in the State of Haryana were granted recognition by N.R..C FOR D.El.Ed. recently whereas its application was refused for the reason of a general ban;

1. S.B.D. Jain College, Kurukshetra.
2. M.A. Sarbati College of Education, Rewari.
3. R.D. College of Education, Mohindergarh.
4. Sardar Ajit Singh College, Kurukshetra.
5. G.R. College of Education, Mohindergarh.
6. Sunrise College of Education, Mohindergarh.
7. Saraswati Devi College of Education, Pataudi.
8. Sri Krishan College of Education, Mohindergarh.
9. Modern College of Education, Faridabad.
10. Rao Raj Singh College, Dist. Gurgaon.

AND WHEREAS Appeal Committee further noted that impugned order dated 06.02.2017 is made on the ground that N.R.C's letter dated 16.09.2016 addressed to Chief Secretary, Secretariat Higher Education Haryana requesting for revisiting the policy decision imposing ban has not been replied to by the Government of Haryana. Appeal Committee is of the view that in case the general ban had been applicable in 2012, NCTE would not have invited applications for the course. It was only because the course was admissible, that NCTE invited applications and application was submitted by the appellant institution with payment of required fee at that time. It is also admitted that while processing the applications pending consideration at the time of notification of Regulations, 2014, utmost care should be taken that applicant institutions should fulfil the infrastructural and instructional Norms and Standards as provided in the new Regulations, 2014. Pending applications should not be refused on the grounds that there is a general ban imposed by the State Government subsequent to the year when applications were invited by NCTE and submitted by applicant after making the preparations. The Stalemate being experienced by the NCTE could have been avoided if the State

Government had done some assessment of the applicant institutions and responded to the communications of NCTE within a reasonable time. Appeal Committee, therefore, decided that N.R.C. considering the merits of the case should independently take a decision and shall not reject an already pending application simply on the ground that State Government has not responded to substantiate their stand of imposing general ban from a retrospective date. The case is accordingly decided to be remanded back to N.R.C. for further processing of the application as per extent Regulations and on the analogy applied by N.R.C. in deciding the cases of institutions mentioned in para 5.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back to N.R.C. for further processing of the application as per extent Regulations and on the analogy applied by N.R.C. in deciding the cases of institutions mentioned in para 5.

NOW THEREFORE, the Council hereby remands back the case of Sita Ram Arya Memorial College of Education, Bherian, Hisar, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Appellant, Sita Ram Arya Memorial College of Education, Bherian, Post Muklan Rajgarh Road, Hisar – 125007, Haryana.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

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F.No.89-588/2016 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Sridutt Singh Institute for Teacher Training, Gorakhpur, Uttar Pradesh dated 13/09/2016 is against the Order No. NRC/NCTE/NRCAPP-14959/254th Meeting/2016/153479 dated 14/07/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed./M.Ed. course on the grounds that "In reply of show cause notice dated 30/11/2015, the institution has not submitted NOC of the affiliating body."

AND WHEREAS Sh. Atul Kumar Singh, Manager, Sridutt Singh Institute for Teacher Training, Gorakhpur, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "We have applied for NOC to the concerned University on dt. 15 July 2015 (copy enclosed). All the verifications have done at their end. Working Council meeting is about to held in the month of Sept. 2016, wherein they will issue us NOC. We have already communicated all this improvement to you vide letter no. dt. 11/12/2015 speed post no. EU195260023IN as reply of show cause notice issued by you and letter no. dt. 06/07/2016 speed post no. EU428212195IN."

AND WHEREAS Appeal Committee noted that impugned order dated 14.07.2016 was confirmed by Appeal Committee in its 16th Meeting - 2016 and accordingly appeal order dated 18/01/2017 confirming the refusal order was issued. The appellant aggrieved by the refusal and appeal orders filed a Civil Writ Petition no. 10009/2017 in the High Court of Delhi and the Hon'ble Court in its order dated 13.11.2017 following the precedent laid down in Rambha College of Education Vs. NCTE granted liberty to the petitioner to make a request to Respondent No. 1 for considering the N.O.C. filed by petitioner at a later point of time in accordance with law.

AND WHEREAS Appeal Committee noted that appellant institution with its letter dated 21.10.2016 addressed to M.S., NCTE submitted a copy of N.O.C. dated 03/08/2016 issued by Deen Dayal Upadhyay Gorakhpur University for the proposed B.Ed. programme. 1st Appeal of the appellant was heard on 02/12/2016 wherein it was decided that N.O.C., having been issued by affiliating body after the last date for receipt for hard copy, was not acceptable. Appellate order was accordingly issued on 18.01.2017. Thereafter two judgements of Hon'ble High Court & Supreme Court in the case of Dr. C.C. Mehto Supra Vs. NCTE and Rambha College of Education were received wherein the Hon'ble Court had ruled that delayed submission of N.O.C. should be considered for grant of recognition in subsequent academic year.

AND WHEREAS Appeal Committee considering the orders dated 13.11.2017 in the Civil Writ Petition No. 10009/2017 issued by Hon'ble High Court of Delhi with instance of the case of Dr. C.C. Mahto Supra, decided to remand back the case of Sri Dutt Singh Institute for Teacher Education, Gorakhpur to N.R.C. for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case of Sri Dutt Singh Institute for Teacher Education, Gorakhpur to N.R.C. for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Sridutt Singh Institute for Teacher Training, Gorakhpur, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Manager, Sridutta Singh Institute for Teacher Training, 358, Jungle Gauri No.2, Urph Amahia, Chauri Chaura, Gorakhpur – 273202, U.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(39)

F.No.89-01/E-56737/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of S.R. College, Village – Indrawali, PO – Madora, Tehsil/Taluka – Mahavan, Town/City – Baldeo, Mathura, Uttar Pradesh dated 30/12/2017 is against the Order No. NRC/NCTE/NRCAPP-3953/238th Meeting (Part-VI)/2015 dated 15/06/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The institution has not submitted reply of SCN. Hence, the Committee decided that recognition / permission to the institution is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sh. Rakesh Kumar, Lecturer and Sh. Virendra Kumar, Lecturer, S.R. College, Village – Indrawali, PO – Madora, Tehsil/Taluka – Mahavan, Town/City – Baldeo, Mathura, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "We have not received any information regarding this file for a long time from NRC, NCTE office. Then we visited NRC, NCTE office and we found that our file has been rejected."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 15/06/2015 was issued on the ground that appellant institution had not submitted reply of Show Cause Notice (SCN) dated 27.02.2015. The S.C.N. dated 27.02.2015 was required to be replied to within 30 days. The impugned refusal order dated 15.06.2015 mentioned in its last para that 'If the institution is not satisfied with the order, it may prefer appeal under Section 18 of the NCTE Act within 60 days'.

AND WHEREAS Appeal Committee noted that appellant had neither submitted reply to the S.C.N. nor had preferred appeal within specified time. S.C.N. was not

replied to at all and appeal submitted is delayed by more than 2 years and four months. The appellant in its appeal had mentioned that delay in preferring appeal occurred due to serious ailments of the office bearers of the members (or their relatives) of Society Management. Appeal Committee further noted that appellant institution had refused to get inspected when a Visiting Team tried to inspect the institution on 23.02.2014. The refusal to get inspected was also on the ground that two of the members of management Committee were hospitalised. Although the appellant has submitted certain medical and clinical reports pertaining to S/Sh. Daryab Singh, Thanedar Singh and Mrs. Shanti Devi, it is very hard to attribute the long delay in not responding to the S.C.N and preferring appeal on ground of intermittent illness of three different persons one of which happened to be father of the president of the society.

AND WHEREAS Appeal Committee finally observed that delay of 2 years and four months in preferring appeal is not condonable. Appeal is not admitted therefore.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded not to admit the appeal which is delayed by more than two years and four months.

(Sanjay Awasthi)
Member Secretary

1. The Manager, S.R. College, Plot/Khasra No.138, 73, 74, Street No.138, Village – Indrawali, PO – Madora, Tehsil/Taluka – Mahavan, Town/City – Baldeo, District – Mathura, State – U.P. - 281301.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(41)

F.No.89-03/E-56743/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Meerut Vidyapeeth Educational Institute, Mulhera, Sardhana, Meerut, Uttar Pradesh dated 27/12/2017 is against the Order No. NRC / NCTE / NRCAPP-13090/261st Meeting / 2016 / 164486-92 dated 04/01/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The Committee observed the letter dated 01.09.2016 received from Secretary Parikhsa Niyamak, Uttar Pradesh regarding non-compliance of NCTE, Norms and decided that show cause notice under Section 17 of the NCTE Act, 1993 be issued to the institution before withdrawal the recognition on the grounds mentioned in the letter. Accordingly, a S.C.N. dated 06/10/2016 was issued. Institution submitted reply of S.C.N. vide letter dated 13/10/2016 which was considered by N.R.C. The Committee observed that letter dated 01/09/2016 reveals that the construction work of building was incomplete on 14.05.2016 (ii) the institution did not possess physical resources on or before 14.05.2016 (iii) the institution has misled the V.T. members and N.R.C. The Committee, therefore decided to withdraw the recognition."

AND WHEREAS Dr. Ankit, Member, Meerut Vidyapeeth Educational Institute, Mulhera, Sardhana, Meerut, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "We inform you that recognition done from NRC NCTE dated 02 May 2016 for 100 seats. After that we applied in examination regulatory authority, but some health problem we not done inspection at that time but after some time i wrote the letter for final inspection. Secretary examination regulatory authority accepted our letter and write the letter for conduct the inspection. After that our college inspection done in Oct. 2016. But in another way they wrote the letter for NRC NCTE for withdrawal the recognition. I inform you that NRC NCTE withdrawal our recognition in Jan. 2017, after that Secretary, examination regulatory authority, U.P.,

Allahabad conduct re inspection in April 2017. We request you that please re-conform my file and check the status our Secretary, examination regulatory authority, U.P. Allahabad, final inspection report."

AND WHEREAS Appeal Committee noted that impugned order dated 04.01.2017 was required to be appealed against, if required by the appellant, within a period of 60 days. Appellant neither preferred appeal within 60 days nor did give any reason except writing 'order not received'. During the course of appeal presentation and on being asked appellant was found to be aware of all development pertaining to his case at SCERT, Allahabad and N.R.C. It is therefore, difficult to believe that appellant was not aware, or it did not receive the impugned order of withdrawal rendering him liable to file an appeal within 60 days. **The delay of more than 9 months in filling appeal is therefore, not condoned and appeal not admitted.**

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Meerut Vidyapeeth Educational Institute, Mulhera, Sardhana, Meerut – 250342, U.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(42)

F.No.89-04/E-56747/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Zakir Hussain College of Higher Education, Mulhera, Sardhana, Meerut, Uttar Pradesh dated 27/12/2017 is against the Order No. NRC/NCTE/NRCAPP-13090/261st /Meeting/2016/ 164486-92 dated 04/01/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The Committee observed the letter dated 01.09.2016 received from Secretary Parikhsa Niyamak, Uttar Pradesh regarding non-compliance of NCTE, Norms and decided that show cause notice under Section 17 of the NCTE Act, 1993 be issued to the institution before withdrawal the recognition on the grounds mentioned in the letter. Accordingly, a S.C.N. dated 06/10/2016 was issued. Institution submitted reply of S.C.N. vide letter dated 13/10/2016 which was considered by N.R.C. The Committee observed that letter dated 01/09/2016 reveals that the construction work of building was incomplete on 14.05.2016 (ii) the institution did not possess physical resources on or before 14.05.2016 (iii) the institution has misled the V.T. members and N.R.C. The Committee, therefore decided to withdraw the recognition."

AND WHEREAS Dr. Ankit, Member, Zakir Hussain College of Higher Education, Mulhera, Sardhana, Meerut, Uttar Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "We inform u that we applied the new application for D.El.Ed. in NRC NCTE in May 2015 for session 2016-17 for 100 seats . After that recognition done form NRC NCTE dated 02 may 2016 for 100 seats. After that we applied in Examination Regulatory Authority, but some health problem we not done inspection at that time but after some time I wrote the letter for final inspection. Sachiv, examination regulatory authority accepted our letter and write the letter for conduct the inspection. After that our college inspection done in Oct. 2016. But in another way they wrote the letter for NRC NCTE for withdrawal the recognition. I inform you

that NRC NCTE withdrawal my recognition in Jan. 2017. After that secretary, examination regulatory authority, U.P., Allahabad conducts re-inspection in April 2017. I request you that please re-conform my file and check the status my Secretary, Examination Regulatory Authority, U.P., Allahabad, final inspection report."

AND WHEREAS Appeal Committee noted that impugned order dated 04.01.2017 was required to be appealed against, if required by the appellant, within a period of 60 days. Appellant neither preferred appeal within 60 days nor did give any reason except writing 'order not received'. During the course of appeal presentation and on being asked appellant was found to be aware of all development pertaining to his case at SCERT, Allahabad and N.R.C. It is therefore, difficult to believe that appellant was not aware, or it did not receive the impugned order of withdrawal rendering him liable to file an appeal within 60 days. The delay of more than 9 months in filling appeal is therefore, not condoned and appeal not admitted.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Zakir Hussain College of Higher Education, Mulhera, Sardhana, Meerut – 250342, U.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

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F.No.89-06/E-56786/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of AISECT University Institute of Education, Mendua Chiklod Road, PO-Bhojpur, Goharganj, Madhya Pradesh dated 28/12/2017 is against the Order No. WRC/APP2738/222/282nd/{M.P.}/2017/192190 dated 31/10/2017 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "WHEREAS, "...WRC in a number of meetings had asked the University to submit NOC from the affiliating body for the D.El.Ed. course which is Madhyamik Shiksha Mandal. The institution has not complied with this decision. Hence, Recognition is refused."

AND WHEREAS Sh. Amitabh Saxena, Pro. Vice Chancellor, AISECT University Institute of Education, Mendua Chiklod Road, PO-Bhojpur, Goharganj, Madhya Pradesh presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that NOC from AISECT University was attached with the proposal as institution will be the constituent unit of the AISECT University. AISECT University being established by legislature is empowered to award degree as per the approved ordinances."

AND WHEREAS Appellant in its written submission made on 04.04.2018 has quoted two instances i.e. of (i) G.H. Raisoni International University, JIN Kaushal Campus, Raipur and (ii) Shri Rawatpura Sarkar International University, Raipur. These universities were granted recognition for conducting D.El.Ed. programme. The appellant however, could not make a statement whether or not the above universities had obtained the approval of Madhyamik Shiksha Boards (SCERTs) in the State of Chhattisgarh.

AND WHEREAS the case of appellant institution pertains to the State of Madhya Pradesh where there is ample evidence that Rajya Shiksha Mandal vide its letter

dated 09/03/2017 has asked the appellant university to seek approval of the Department of Higher Education for conducting D.El.Ed. programme. The appellant university had neither obtained N.O.C. from the Rajya Shiksha Mandal which is the affiliating body for conducting D.El.Ed. programme in the State of Madhya Pradesh nor obtained a certificate from the Department of Higher Education stating that awarding of Diploma in Elementary Education can be regulated in a private university without being affiliated to the concerned Examining Authority in the state.

AND WHEREAS Appeal Committee observed that impugned refusal order dated 31.10.2017 narrates in detail the opportunities given to appellant institution and the resultant failure of the appellant university to obtain and submit the required N.O.C. required to be issued by Madhyamik Shiksha Mandal, Bhopal. In these circumstances, Appeal Committee decided to confirm the impugned refusal order dated 31.10.2017 issued by W.R.C.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee decided to confirm the impugned refusal order dated 31.10.2017 issued by W.R.C.

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

(Sanjay Awasthi)
Member Secretary

1. The Registrar, AISECT University Institute of Education, Mendua Chiklod Road, PO-Bhojpur, Goharganj – 464993, M.P.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

(45)

F.No.89-08/E-56872/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar dated 21/12/2017 is against the Order No. ERC/244.12(i).4/9969/D.El.Ed. & B.Ed./ERCAPP201646063/2017/54772 dated 23/10/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(a) Two Show Cause Notice were issued on 06.02.2017 & 05.04.2017 on the following grounds: i. Building plan in not approved by Govt. Engineer. ii. Building completion certificate issued from Govt. Engineer is not submitted. iii. NOC issued by the Magadh University on 27.11.2015. NOC for the academic session 2017-18 is not submitted and the name of proposed programme i.e. B.Ed. is also not mentioned. (b) No reply received from institution till date. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646063 of the institution regarding recognition of applied D.El.Ed. & B.Ed. Programme is refused under section 14(3)(b) of NCTE Act, 1993."

AND WHEREAS Sh. Dipu Kumar and Secretary, Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "Samajik Pragati Mahila Vikas Manch, Village – Rasulpur Kamla Vijay Gopalpur, Tehsil – Maner, Distt. Patna, Bihar-800111 has applied through online dated 31/5/2016 for grant of recognition for D.El.Ed. & B.Ed. programme under the institution viz. Leelawati College, Village – Rasulpur Kamla Vijay Gopalpur, Tehsil – Maner, Distt. Patna, Bihar-800111. Hard copy of the application was received on 14/6/2016 by the ERC office."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 23.10.2017 was issued on the ground that appellant institution has not replied to the

Show Cause Notice (S.C.N) dated 05/04/2017. The appellant during the course of appeal presentation stated that the institution fulfils all the pre-requisite conditions and had it received the S.C.N. it would have replied thereto. The representative of the appellant institution stated that Show Cause Notice which was issued online remained unnoticed by the appellant.

AND WHEREAS Appeal Committee taking note of the statement made by appellant before the Committee, decided to remand back the case to E.R.C. for reissuing the S.C.N. by speed post.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to E.R.C. for reissuing the S.C.N. by speed post.

NOW THEREFORE, the Council hereby remands back the case of Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner – 800111, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

(46)

F.No.89-09/E-56873/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar dated 21/12/2017 is against the Order No. ERC/244.12(i).4/9969/D.El.Ed. & B.Ed./ERCAPP201646063/2017/54772. dated 23/10/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "(a) Two Show Cause Notice were issued on 06.02.2017 & 05.04.2017 on the following grounds: i. Building plan in not approved by Govt. Engineer. ii. Building completion certificate issued from Govt. Engineer is not submitted. iii. NOC issued by the Magadh University on 27.11.2015. NOC for the academic session 2017-18 is not submitted and the name of proposed programme i.e. B.Ed. is also not mentioned. (b) No reply received from institution till date. In view of the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646063 of the institution regarding recognition of applied D.El.Ed. & B.Ed. Programme is refused under section 14(3)(b) of NCTE Act, 1993."

AND WHEREAS Sh. Dipu Kumar and Secretary, Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "Samajik Pragati Mahila Vikas Manch, Village – Rasulpur Kamla Vijay Gopalpur, Tehsil – Maner, Distt. Patna, Bihar-800111 applied through online dated 31/5/2016 for grant of recognition for D.El.Ed. & B.Ed. programme under the institution viz. Leelawati College, Village – Rasulpur Kamla Vijay Gopalpur, Tehsil – Maner, Distt. Patna, Bihar-800111. Hard copy of the application was received on 14/6/2016 by the ERC office. The institution has submitted building plan approved by the Mukhiya, Sarpanch & Registered Govt. Engineer at the time of submission of

hard copy of online application. Copy of the building plan is enclosed. The institution has already submitted the building completion certificate issued by the Mukhiya and registered Govt. Engineer at the time of submission of the application. Copy of the BCC enclosed. The institution has applied for B.Ed. & D.El.Ed. course on 31/5/2016 as per NCTE Regulation 2014 its clearly state that before making online application the institution must get NOC from the affiliating body. In view of this the institution has applied for NOC for B.Ed. course from Magadh University. The university has issued NOC to the institution vide letter no. GIIIA/565/15 dated 27/11/2015. The university never mentioned the course name and session in the NOC given earlier also. After getting SCN from ERC the institution has approached the university for mentioning the course name and session in the NOC . The institution has submitted a representation vide letter No. LC /01/2017 dated 17/7/2017 to the University. Institution has completed the building construction, land and other necessary work for running B.Ed. and D.El.Ed. course as per NCTE norms."

AND WHEREAS Appeal Committee noted that impugned refusal order dated 23.10.2017 was issued on the ground that appellant institution has not replied to the Show Cause Notice (S.C.N) dated 05/04/2017. The appellant during the course of appeal presentation stated that the institution fulfils all the pre-requisite conditions and had it received the S.C.N. it would have replied thereto. The representative of the appellant institution stated that Show Cause Notice which was issued online remained unnoticed by the appellant.

AND WHEREAS Appeal Committee taking note of the statement made by appellant before the Committee, decided to remand back the case to E.R.C. for reissuing the S.C.N. by speed post.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to E.R.C. for reissuing the S.C.N. by speed post.

NOW THEREFORE, the Council hereby remands back the case of Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Leelawati College, Rasulpur, Kamala Vijay Gopalpur, Rusulpur, Maner – 800111, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-11/E-56940/2018 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 28/4/18

ORDER

WHEREAS the appeal of Dr. B.C. Roy M.Ed. College, Vill./PO – Boinchigram Zila Parishad Road, Boinchi, West Bengal dated 02/01/2018 is against the Order No. ERC/244.12(i).38/ERCAPP2745/M.Ed./2017/54842 dated 03/11/2017 of the Eastern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "(i) Show Cause Notice was issued on 16.01.2016 on the ground that non-submission of LOI issued from NAAC. (ii) No reply received from institution till date. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP2745 of the institution regarding permission of applied M.Ed. Programme is refused under section 15(3)(b) of NCTE Act, 1993..

AND WHEREAS Sh. Dibyendu Bagh, Secretary, Dr. B.C. Roy M.Ed. College, Vill./PO – Boinchigram Zila Parishad Road, Boinchi, West Bengal presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "Show Cause Notice dated 16.01.2016 was not received. Another chance may be given to us."

AND WHEREAS Appeal Committee noted that Norms and Standards for M.Ed. programme prescribe that Institution having applied for NAAC accreditation or any other accreditation agency approved by NCTE are eligible to apply for M.Ed. programme. Making of application seeking accreditation from NAAC or any other agency assigned by NCTE is therefore a pre-requisite to make an agency eligible for making application seeking recognition for M.Ed. programme.

AND WHEREAS the impugned order dated 03.11.2017 is indicative of the reason for which a S.C.N. dated 16.01.2016 was issued. The appellant during the

course of appeal presentation stated that S.C.N. was not received. On being asked whether the institution has any documentary evidence to prove that it has applied for accreditation to NAAC or any other agency, the appellant could not give any satisfactory answer. Appeal Committee, however, decided that S.C.N. be reissued to appellant and appellant be required to submit reply with 15 days.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded S.C.N. be reissued to appellant and appellant be required to submit reply within 15 days.

NOW THEREFORE, the Council hereby remands back the case of Dr. B.C. Roy M.Ed. College, Vill./PO – Boinchigram Zila Parishad Road, Boinchi, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Secretary, Dr. B.C. Roy M.Ed. College, Vill./PO – Boinchigram Zila Parishad Road, Boinchi – 712135, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

49

F.No.89-772/E-53486/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Department of Education Magadh University, Turi, Bodh-Gaya, Bihar dated 12/01/2018 is against the Order No. ER-244.17.11/APE00536/B.Ed./2017/54742 dated 18/10/2017of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(i) Clarification u/c 17 was issued to the principal on 21.08.2013. (ii) In response to the said clarification, the institution vide representation dated 21.09.2013 requested one month time for appointment of the new principal. The Committee accepted the request of the University and allowed 30 days more time to compliance the clarification issued u/c 17. The institution is required to submit a fresh faculty list adding the name of the newly appointed principal duly approved by the Registrar of the University. Reply in response to ERC's Notice dated 17.12.2013 has not been received till date and the institution is still deficient on the above grounds. In view of the above, the Committee decided as under: The Committee is of the opinion that recognition granted to B.Ed. course of the application bearing Code No. APE00536 is withdrawn under section 17(1) of NCTE Act, 1993 from the next academic session."

AND WHEREAS Ms. Rashmi Sinha, Assistant Professor and Sh. P.K. Dhal, Prof. In. Charge, Department of Education Magadh University, Turi, Bodh-Gaya, Bihar presented the case of the appellant institution on 04/04/2018. In the appeal and during personal presentation it was submitted that "The desired letter was sent vide letter number DDEMU202/13 on dated 16/12/2013 through Speed post RF087650894IN."

AND WHEREAS Appeal Committee noted that appellant is a Department of Magadh University, Bodh Gaya, Bihar. Committee further noted that E.R.C. vide its letter dated 21.08.2013 addressed to the appellant institution has referred to a notice dated 03/05/2017 and university's response dated 13.05.2013 and sought further compliance within 30 days. Appeal Committee could not find available on file any

Notice dated 03/05/2013. However, a notice dated 27/05/2013 is found available on file. The notice dated 27/05/2013 mentions following four deficiencies:

1. School subject is not mentioned in Master Degree in the faculty list.
2. Lecturer in Hindi is not appointed.
3. Institution has to appoint a new Principal in place of K.C. Bastia who is dead.
4. Consolidated list of faculty adding the name of Principal is to be submitted.

AND WHEREAS Appeal Committee noted that E.R.C. lost track of the matter thereafter and even issued a revised recognition order for 2 basic units of B.Ed. on 30.06.2015. Appellant on the other hand submitted that reply to the notice was finally despatched to E.R.C. on 16/12/2013 by speed post. Appeal Committee noted that the above reply dated 16.12.2013 is not available on the regulatory file. Never the less E.R.C. should have issued a Show Cause Notice before withdrawing recognition for B.Ed. programme. Appeal Committee was apprised that appellant university had also forwarded to E.R.C. on 30.11.2016 a fresh list containing the names of a Principal (HOD) and 15 faculty member approved by Registrar.

AND WHEREAS Appeal Committee, therefore, decided to set aside the impugned refusal order dated 18.10.2017. Appellant institution is required to submit to E.R.C. copies of the faculty list submitted by it in December, 2013 as well as in November, 2016 within 15 days of the issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded set aside the impugned refusal order dated 18.10.2017. Appellant institution is required to submit to E.R.C. copies of the faculty list submitted by it in December, 2013 as well as in November, 2016 within 15 days of the issue of appeal orders.

(Sanjay Awasthi)
Member Secretary

1. The Director, Department of Education Magadh University, Turi, Dobhi Road, Bodh-Gaya, Bihar - 824234.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

(50)

F.No.89-547/E-10666/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of DEO College of Education, Makundganj, Hazaribag, Jharkhand dated 03/07/2017 is against the Order No. NCTE/ERC/ERCAPP201646346/Bachelor of Education [B.Ed.]/JH/2017-18/4; dated 20/06/2017 of the Eastern Regional Committee, refusing recognition for additional intake in B.Ed. Course on the grounds that a Show Cause Notice was issued on 17.03.2017 on the following grounds: (I) The institution was granted recognition for B.Ed. course on 17.06.2012 with an 100 intake (two units), Now, the institution applied for B.Ed. (Addl. Intake) for the academic session 2017-2018. As per NCTE Hqrs. letter No. 49-1/2016/NCTE/ N&S/47149 dated 08.12.2016, single institution shall not enhance Intake more than 100 i.e. two basic units in the B.Ed. course. In response, the institution vide its representation dated 25.04.2017 requested to consider for enhancement of additional intake in B.Ed. course. The Committee considered the matter and observed that standalone institution cannot be enhanced intake more than 100 for which the request of the institution is not accepted. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing No. ERCAPP201646346 of the institution regarding recognition of additional intake in B.Ed. Programme is refused under section 15(3)(b) of NCTE Act 1993."

AND WHEREAS Sh. Anil Kumar Singh, Secretary, DEO College of Education, Makundganj, Hazaribag, Jharkhand presented the case of the appellant institution on 28/09/2017. In the appeal and during personal presentation and in a written submission dt. 27.09.2017, it was submitted that "the NCTE Regulations, 2014 do not bar the institution for additional intake in B.Ed.; the letter of NCTE dt. 08.12.2016 has no applicability and cannot overrule the Regulations; at the time of on-line application, the guidelines of the NCTE were not there and the letter dt. 08.12.2016 will only be applicable from the next session and not for the session for which the institution

applied; and to fulfil the criteria, the institution purchases 971 Sq. mtr of land in the same plot and now they have 3520 sq. mtr of land". The appellant requested that their institution may be inspected as they fulfil all norms and criteria.

AND WHEREAS the Committee decided that the Council may seek legal opinion about the applicability of the clarification contained in NCTE letter dt. 08.12.2016 to the applications for increased intake in D.P.S.E, D.El.Ed and B.Ed. course submitted prior to the issue of this letter. The Council has accordingly sought legal opinion relevant portion of which reads as follows:

"As per provision of the Regulations, 2014 new teacher Education Institute shall be located in composite institution and the existing teacher education institution shall continue to function as stand-alone institutions and gradually move towards becoming composite institutions.

As per Regulations, 2014, Composite institution has been defined to mean institutions offering multiple teacher education programmes. As per the above provisions of the Regulations, 2014 the institutions may apply for increase in intake in the same course already recognized provided it does not exceed maximum of two units in case of D.P.S.E., D.El.Ed. and B.Ed. Any application for increase in intake beyond two permissible units in these courses is not permissible under the Regulation. However, since regulation also provides for gradual movement of stand-alone institution to Composite institution; any attempt of a Teacher Education Institution to expand vertically, cannot be accepted unless it offers two or more than two courses and becomes a Composite institution.

Further Appendix 4 at Clause 3 of the Regulations, 2014 with regard to Norms and Standards for bachelor of education programme leading to the Bachelor of Education (B.Ed.) Degree clearly reads @ Clause 3- Intake, Eligibility, Admission Procedure and Fees-

3.1 Intake – There shall be a basic unit of 50 students, with a maximum of two units. There shall not be more than twenty five students per teacher for a school subject for methods courses and other practical activities of the programmes to facilitate participatory teaching and learning. A clear reading of the above provisions makes it amply clear that single institution shall not

enhance intake more than 100 i.e. two basic units in the B.Ed. course. That since the institution has applied for additional intake for B.Ed. the same cannot be for more than two basic units i.e. 100."

AND WHEREAS Appeal Committee considering the facts of the case is of the view the guidelines issued by NCTE vide letter no. 49-1/2016/NCTE/N&S/47149 dated 08.12.2016 were in accordance with the Regulations of 2014 and the purpose of issuing these guidelines was only to clarify the matter. Appeal Committee decided to confirm the impugned refusal order dated 20.06.2017 issued by E.R.C.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the impugned refusal order dated 20.06.2017 issued by E.R.C.

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

(Sanjay Awasthi)
Member Secretary

1. The Principal, DEO College of Education, Makundganj, NH33, Hazaribag – 825301, Jharkhand.
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.

(82)

F.No.89-19/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS the appeal of Central Institute of Management and Technology, Kankhal, Haridwar, Uttarakhand dated 05.01.2017 is against the Order No. NRC/NCTE/NRCAPP-10289/248th Meeting/2016/162177 dated 16/11/2016 of the Northern Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "As per letter no. 906/XXIV(1)/2015-07/2013 dated 27th May, 2015 and letter no. 1647/XXIV(7)/32(3)/2011 dated 14 September, 2011 Govt. of Uttarakhand has banned the opening of new B.Ed. colleges in the state. As per the negative recommendation of the State Govt. recognition for B.Ed. course cannot be granted to private institutions. AND WHEREAS, the matter was again considered by NRC in its Emergency meeting held on dated 14/07/2016 and it was decided that the application of the institution be rejected on the above ground."

AND WHEREAS Prof. A.K. Goyal, Chairman, Central Institute of Management and Technology, Kankhal, Haridwar, Uttarakhand presented the case of the appellant institution on 29/04/2017. In the appeal and during personal presentation it was submitted that "they submitted their application on 24.05.2015 when the NCTE website portal was opened and at that time there was no ban for opening of new colleges for B.Ed. course in Uttarakhand. The ban of the State Govt. dated 27.05.2015 was after submission of their application. The appellant has rectified all the deficiencies pointed out by NRC. NRC on 18.02.2016 sought the recommendations of the State Govt. and the State Govt. did not send any recommendations, which meant that they have no objection for granting recognition for B.Ed. course. Since their institution fulfilled all the requirements of the NCTE, their application may be further processed".

AND WHEREAS the Committee noted that the N.R.C. with their letter dt. 16.11.2017 forwarded copies of the letters dt. 27.05.2015 and 14.11.2011 of

Uttarakhand Government quoted in their refusal order. Regarding consideration of the NOC issued after dt. 15.07.2015, N.R.C. in their letter, clarified that a decision to consider NOC of the affiliating body issued after 15/07/2015 has been taken by the Northern Regional Committee. In view of this letter of the N.R.C., the Committee decided to consider the appeal on the basis of available records.

AND WHEREAS the Committee perused the copies of the two letters of Uttarakhand Government. Their letter dt. 27.05.2015 is regarding D.El.Ed. course and the application of the appellant is for B.Ed. course. The Government of Uttarakhand in their letter dt. 14.11.2011 informed the N.R.C. that they have decided, not to issue N.O.C. for new B.Ed. colleges in future and until further orders. The State Government in their letter also asked the NRC not to issue Letter of Intent without 'No Objection' from the State Government, in respect of institutions which have proposed or are proposing to start new B.Ed. colleges or increase in intake in B.Ed.

AND WHEREAS the Committee noted that the NRC issued the refusal order dt. 16.11.2016 on the grounds of ban imposed by the State Government of Uttarakhand vide their letter dated 14.09.2011 without giving any show cause notice to the appellant on the proposed ground of refusal. The appellant has made submissions in the appeal against the grounds of refusal.

AND WHEREAS Appeal Committee noted that if the State Government of Uttarakhand had decided in the year 2011 not to approve opening of new B.Ed. colleges in the State, NCTE should not have invited applications or N.R.C. should not have processed the application abinitio. The application form dated 24.05.2015 submitted by appellant institution also does not contain NCTE logo and land documents submitted by appellant pertained to a lease agreement. It is, therefore, a forgone conclusion that N.R.C. did not notice all the deficiencies and opted to refuse the case only on the basis of negative recommendations of the State Government which if taken into consideration would have resulted in not inviting application at all by NCTE. Appeal Committee decided to remand back the case to N.R.C. for reconsideration of the case and issue of appropriate reasoned orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for reconsideration of the case and issue of appropriate reasoned orders.

NOW THEREFORE, the Council hereby remands back the case of Central Institute of Management and Technology, Kankhal, Haridwar, Uttarakhand to the NRC, NCTE, for necessary action as indicated above.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Central Institute of Management and Technology, Roorkee, Mangal Bhawan, 5-B, Vishnu Garden, Kankhal, Haridwar, Uttarakhand – 249404.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttarakhand, Dehradun.

(53)

F.No.89-406/E-4979/2017 Appeal/4th Mtg.-2018/3rd & 4th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/4/18

ORDER

WHEREAS it is stated that the appeal of Mahendra College of Education, Majra Khurd, Mahendergarh, Haryana for B.Ed. course was disposed of vide appellate order dt. 01.01.2018 were in the Appeal Committee had decided to remand back the case to N.R.C. with a direction to issue speaking order.

AND WHEREAS the institution aggrieved by the said appellate order has made a complaint/representation stating that the Appeal Committee has taken a different stand while deciding appeal on similar points of rejection. The Appeal Section has decided to remand back the following cases to the N.R.C. with a direction to further process the Application whereas in the instant appeal the Committee has decided to remand back the case to N.R.C. with a direction to issue speaking order.

1. G.R. College of Education, Mahendergarh, Haryana.
2. Shri Krishna College of Education, Mahendergarh, Haryana.
3. Sunrise College of Education, Mahendergarh, Haryana.
4. Modern College of Education, Faridabad.
5. Sarasvati Devi College of Education, Gurgaon.

AND WHEREAS it is further stated that the institution vide letter dt. 01.02.2018 has submitted an order dt. 24.01.2018 issued by the N.R.C. in compliance with the appellate order dt. 01.01.2018. The N.R.C. in this order has neither granted recognition nor refused it except issuing speaking order only.

AND WHEREAS the matter is placed before the Committee alongwith all relevant records/representations/complaint dated 23.01.2018 and 01.02.2018 for consideration and further direction/decision.

AND WHEREAS the appellant in his letter dated 23.01.2018 has levelled certain allegations against Appeal Committee which in all fairness shall be looked into, if required, by an appropriate independent authority.

AND WHEREAS Appeal Committee noted that after issue of Appeal order dated 01.01.2018, Northern Regional Committee (N.R.C.) issued another order dated 24.01.2018 in which recognition was neither granted nor refused. This order only mentioned the chronological history of the case. Appellant aggrieved by the order filed a Writ Petition (C) No. 960/2018 in the Hon'ble High Court of Delhi and the Hon'ble Court in its order dated 21.02.2018 set aside the Appeal order dated 01.01.2018 with directions to process the application of the petitioner expeditiously.

AND WHEREAS Appeal Committee further observes that N.R.C. taking cognizance of the order dated 21.02.2018 of the Hon'ble High Court of Delhi had processed the application and issued a Letter of Intent (L.O.I.) under Clause 7(13) of the Regulations. The grievance of the appellant having been sorted out, there is no appeal matter which the Appeal Committee should consider at the present stage.

(Sanjay Awasthi)
Member Secretary

1. The Chairman, Mahendra College of Education, Majra Khurd, Majra Road, Mahendergarh, Haryana - 123029.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. 7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.