



F.No.89-462/E-6735/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda, Rajasthan dated 29/05/2017 is against the Order No. NCTE/NRC/NRCAPP201615098/Bachelor of Education [B.Ed.]/RJ/2017-18/2; dated 11/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that (i) 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; (ii) as per land document submitted by the institution the land is on private lease basis which is not acceptable as per NCTE Regulations, 2014; (iii) the Institution has not submitted the Non- Encumbrance certificate issued by the Competent Authority indicating that the land is free from all encumbrances; (iv) the institution has not submitted the Land Use Certificate issued by the competent authority to use the land for educational purposes; and (v) the Institution has not submitted the approved building plan signed by the competent authority indicating the name of the course, name of the institution, Khasra no./plot number, total land area, total built up area, and the measurements of the multi-purpose hall as well as the other infrastructural facilities such as class rooms etc.

AND WHEREAS Sh. Mahender Prasad Paliwal, Society Member, Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda, Rajasthan presented the case of the appellant institution on 25/09/2017. In the appeal and during personal presentation it was submitted that their college is a composite institution as the affiliating university has granted affiliation for conducting B.A. course for the academic session 2015-16. Land has been purchased in the name of the society and got registered on 06.05.2016. The Society has submitted Land Use Certificate issued by the Tahsildar, Gogunda and Non-Encumbrance Certificate issued by the Sub-Registrar, Gogunda. The

society also submitted the approved building plan signed by the Asstt. Engineer, PWD, Gogunda, Distt.- Udaipur, Rajasthan, the competent Govt. authority indicating the name and course, Khasra number, total land area, total built up area and measurement of the multipurpose hall as well as other infrastructural facilities such as class rooms etc. The appellant, with the appeal enclosed copies of the documents mentioned in the appeal.

AND WHEREAS the appellant, in the course of presentation, gave a letter dt. 25.09.2017 in which he requested for another opportunity, as he does not have some relevant documents for making presentation. 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 Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda, Rajasthan was asked to present the case of the appellant institution on 01.02.2018 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.

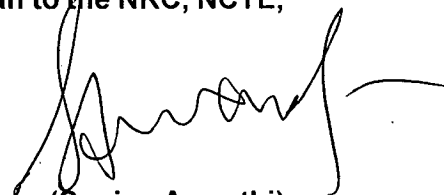
AND WHEREAS Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda, Rajasthan was asked to present the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that the appellant, when he attended the hearing on the first occasion i.e. on 25.09.2017, himself sought an opportunity on the ground that he did not have some relevant documents for making presentation. But he did not appear on two opportunities given to him thereafter.

AND WHEREAS the Committee noted that the appellant, in the appeal and during presentation on 25.09.2017, submitted that he had submitted all the requisite documents and enclosed copies of the same. The Committee noted that the appellant with their letter dt. 'Nil' and received in the N.R.C. on 17/04/2017 forwarded all the documents mentioned in the refusal order dt. 11.04.2017. This letter is available in the file of the N.R.C. The N.R.C., however considered the matter in their 267th meeting held on 5-7 April, 2017 and on the basis of an earlier reply of the appellant, decided to refuse recognition and issued the order on 11.04.2017. Since the appellant had submitted all the requisite documents within a few days of the N.R.C.'s 267th meeting, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the appellant's letter received by them on 17/04/2017 and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to N.R.C. with a direction to consider the appellant's letter received by them on 17/04/2017 and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Padmanath Teachers Training College, Gogunda, Sadar Bazar, Gogunda – 313705, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-468/E-6909/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 12/7/18

ORDER

WHEREAS the appeal of Maharaja College, Chandesari, Dewas Road, Ujjain, Madhya Pradesh dated 05/06/2017 is against the Order No. WRCAPP2747/B.Ed.M.Ed./MP/275th/2017/186161 dated 18/05/2017 of the Western Regional Committee, refusing recognition for conducting B.Ed. / M.Ed. Course on the grounds that "in response to the Show Cause Notice, regarding the appointment of staff, the institution has submitted a list of 1 Principal, 1 Professor, 3 Associate Professors, and 5 Assistant Professors. Out of these the faculty members at serial nos. 1, 3, 4, 5, 6, 7, and 8 are common with the existing M.Ed. and B.Ed. courses. This is not permissible under NCTE Regulations. Secondly, the list is not approved by the competent authority. Hence, Recognition is refused."

AND WHEREAS Maharaja College, Chandesari, Dewas Road, Ujjain, Madhya Pradesh was asked to present the case of the appellant institution on 25/09/2017, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

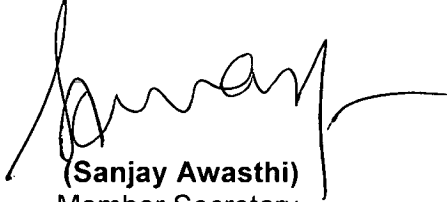
AND WHEREAS Maharaja College, Chandesari, Dewas Road, Ujjain, Madhya Pradesh was asked to present the case of the appellant institution on 01.02.2018 i.e. the second opportunity granted to them, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

AND WHEREAS Dr. Chitrangad Upadhyay, Executive Director, Maharaja College, Chandesari, Dewas Road, Ujjain, Madhya Pradesh presented the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them. The appellant in their appeal submitted that the faculty members mentioned at S.No. 4 and 5 (referred to in the refusal order) are not working in their institution. Thus out of 7 members five are available for the new course, which is according to teacher student ratio of 15:1 as per the Norms. The appellant, with their letter dt. 23.05.2018 submitted a staff list of 10 faculty members for the proposed course signed by the Registrar, Vikram University, Ujjain. The appellant in their letter dt. 26.05.2018, has given the percentage of marks at M.A. level for the approved staff. The appellant also clarified that the Shri Bharat Lal Patidar, appearing at S.No. 7 in the list of faculty is actually an Associate Professor and the designation was mistakenly typed as Assistant Professor. His marks certificate and experience certificate are enclosed.

AND WHEREAS the Committee considering the submissions of the appellant and the documents made available, concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider the staff list approved by the Registrar of the university and the connected 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 to the W.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 WRC with a direction to consider the staff list approved by the Registrar of the university and the connected 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 to the W.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 Maharaja College, Chandesari, Dewas Road, Ujjain, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Executive Director, Maharaja College, Chandesari, Dewas Road, Ujjain – 456010, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-482/E-9557/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Maharaja College run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri, Dewas Road, Ujjain, Madhya Pradesh dated 21/06/2017 is against the Order No. WRCAPP1925/272nd/M.Ed.(Addl.)/MP/2017/184201 dated 25/04/2017 of the Western Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that "Show Cause Notice was issued to the B.A. B.Ed./B.Sc. B.Ed. and M.Ed. additional courses. Since, the institution has not offered any acceptable reply Recognition is refused, as there is no provision in the Regulations for keeping applications pending."

AND WHEREAS Maharaja College run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri, Dewas Road, Ujjain, Madhya Pradesh was asked to present the case of the appellant institution on 26/09/2017, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Maharaja College run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri, Dewas Road, Ujjain, Madhya Pradesh was asked to present the case of the appellant institution on 01.02.2018 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.

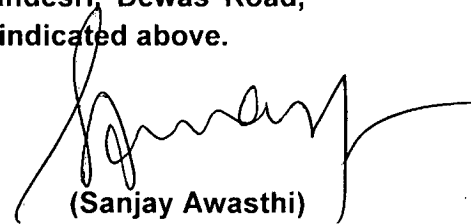
AND WHEREAS Dr. Chitrangad Upadyyaya, Executive Director, Maharaja College run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri, Dewas Road, Ujjain, Madhya Pradesh presented the case of the appellant institution on

25.05.2018 i.e. the third and final opportunity granted to them. The appellant in their appeal submitted that (i) they never asked for delay of six months on the ground that the building is under construction; (ii) the institution have a built up area of 5674 sq. mts., which is verified and signed by Sub Divisional Officer, Rural Engineering Service, Government of Madhya Pradesh, Ujjain; (iii) they have an additional space of 1000 sq. mts. for lawns, play field etc.; (iv) W.R.C. wrongly considered the constructed area of the institution by merging their new application for B.A. B.Ed./B.Sc. B.Ed. course which they want to start from the academic session 2018-19; (v) the available 5674 sq. mts. is sufficient for two units of D.El.Ed. course, two units of B.Ed. course, one unit of M.Ed. course and for newly applied B.Ed./M.Ed. integrated course. The appellant with their letter dt. 23/05/2018 enclosed a copy of the notarised certificate dt. 12/12/2015 issued by the Sub-Divisional Officer, Rural Engineering Service, Ujjain indicating the built up area of the college is 5674 sq. mts.

AND WHEREAS the Committee noted that the ground of refusal mentioned in the order i.e. 'since the institution has not offered any acceptable reply' is not clear. In the circumstances, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider the submissions made in the appeal in accordance with the NCTE Regulations, 2014 and issue a fresh self speaking order. The appellant is directed to forward to the W.R.C. the documents submitted in the appeal, within 15 days of the issue 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 WRC with a direction to consider the submissions made in the appeal in accordance with the NCTE Regulations, 2014 and issue a fresh self speaking order. The appellant is directed to forward to the W.R.C. the documents submitted in the appeal, within 15 days of the issue of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Maharaja College run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri, Dewas Road, Ujjain, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Executive Director, Maharaja College Run by Guru Gobind Singh Tri-Centenary Education Society, Chandesri 36, Dewas Road Near Abhilasha Colony, Ujjain – 456010, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-490/E-9912/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Shri Govind Dev College of Education, Dhod, Rajasthan dated 25/06/2017 is against the Order No. NCTE/NRC/NRCAPP201615305/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/RJ/2017-18/3; dated 28/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "CLU is only for 2500 sq. mtrs. of land which is less as required under 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 Shri Govind Dev College of Education, Dhod, Rajasthan was asked to present the case of the appellant institution on 28/09/2017 but nobody appeared.

AND WHEREAS as per extant appeal rules, three opportunities can be given to an appellant to present its case before Appeal Committee. Appeal Committee decided to grant another (2nd) opportunity to the appellant institution to present its case before the Committee.

AND WHEREAS Shri Govind Dev College of Education, Dhod, Rajasthan was asked to present the case of the appellant institution on 01.02.2018 i.e. the second opportunity granted to them, but nobody from the institution appeared. The Committee

decided to give the appellant another i.e. the third and final opportunity to present their case.

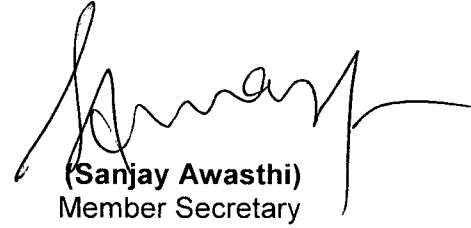
AND WHEREAS Shri Govind Dev College of Education, Dhod, Rajasthan was asked to present the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that while the appellant in the online appeal stated that they will present all original documents to the Appeal Committee, nobody from the institution appeared on all the three opportunities provided to them. The appellant in their letter dt. 25.06.2017 submitted that they have obtained Land Use Certificate for 2500 sq. mts. for the purpose of construction of buildings and they have 1800 sq. mts. for lawns, play fields etc. In their reply dt. 10/04/2017 to the show cause notice, it is seen that the appellant submitted that they have applied to the Competent authority for conversion of the remaining land and also deposited the requisite fee. However, in the appeal the appellant made no mention of this and did not appear at all before the Committee, to report any progress in this regard.

AND WHEREAS the Committee noted that the C.L.U. should be available for the entire land area required as per the NCTE Regulations, 2014, which is 3000 sq. mts. Since the C.L.U covers only 2500 sq. mts., 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 and considering the oral arguments advanced during the hearing, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Shri Govind Dev College of Education, Dhod – 332002, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-496/E-9999/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of GEMS College of Education, Ramdihra, Tilouthu, Bihar dated 27/06/2017 is against the Order No. ERC/7-236.6.48/ERCAPP1509/(B.Ed.)/2017/52600 dated 28/04/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "(i) LOI u/c 7(13) was issued on 20.05.2015. (ii) Three show cause notices have already been issued on 07.08.2015, 18.11.2015 & 18.10.2016 for compliance of LOI. (iii) The institution vide representation dated 01.12.2016 has requested for extension of more time for compliance to reply of LOI. (iv) The Committee has not accepted the request of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP1509 of the institution regarding recognition of D.El.Ed. Programme is refused under section 14(3)(b) of the NCTE Act 1993. The programme under consideration is B.Ed. and not D.El.Ed. as stated in para 7 of the order."

AND WHEREAS GEMS College of Education, Ramdihra, Tilouthu, Bihar was asked to present the case of the appellant institution on 28/09/2017 but nobody appeared. As per extant appeal rules three opportunities can be provided to an appellant to appear before the Appeal Committee for making personal presentation of its case. Appeal Committee decided to grant another (second) opportunity to the appellant to present its case before the Committee.

AND WHEREAS GEMS College of Education, Ramdihra, Tilouthu, Bihar was asked to present the case of the appellant institution on 01.02.2018 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 GEMS College of Education, Ramdihra, Tilouthu, Bihar was asked to present the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

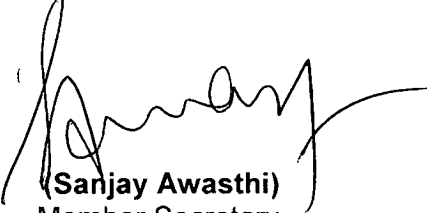
AND WHEREAS The Committee noted that the appellant, in their letter dt. 27/06/2017 enclosed to the appeal submitted that while they submitted various documents with reference to the Letter of Intent, Veer Kunwar Singh University, Ara, despite their several efforts and paying the inspection fee of Rs. 1,50,000/-, have not done the needful. They therefore could not submit the remaining documents due to the unnecessary delay caused by the university.

AND WHEREAS the Committee noted that the E.R.C. issued the Letter of Intent under Clause 7(13) of the NCTE Regulations, 2014 on 20/05/2015. The appellant was required to submit compliance / reply with the documents mentioned in the Letter of Intent within 60 days of issue of that Letter. As no reply was received within the prescribed time, E.R.C. issued two show cause notices on 07/08/2015 and 18/11/2015. The appellant sent a letter dt. 07/12/2015 to the E.R.C. stating that they have made ready all necessary documents and requested Veer Kunwar Singh University to conduct selection of staff. The appellant requested for some more time to finish all the formalities. As no further communication was received from the appellant, E.R.C. issued another show cause notice on 18/10/2016. The appellant sent a reply dt. 01/12/2016 forwarding some documents. Regarding selection of staff, the appellant, stating that the process is at the verge of its completion, requested for some more time to send the approved faculty list. The ERC, not accepting the appellant's request, refused recognition in their order dt. 28/04/2017.

AND WHEREAS the Committee noted that the appellant in their letter dt. 27/06/2017 enclosed to their appeal has not indicated any progress in the matter of selection of teaching staff. He has also not appeared before the Committee on all the three opportunities given to them to make a presentation of their case. The Committee noting that the appellant has not fulfilled the requirement of approved faculty even after three years of issue of the Letter of Intent, concluded that the ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, GEMS College of Education, Ramdihra, Tilouthu – 821312, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-549/E-10593/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of J.P. College of Education, Biyabani, Bihar Sharif, Bihar dated 03/07/2017 is against the Order No. ERC/239.5.29/10915/B.Ed./ERCAPP201646257/2017/53259 dated 02/05/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "(i) As per VT Report, NOC for the applied B.Ed. course issued from the concerned affiliating body is not submitted. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing (Code No. ERCAPP201646257) I.D.No.10915) of the institution regarding recognition of B.Ed. Programme is hereby refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS J.P. College of Education, Biyabani, Bihar Sharif, Bihar was asked to present the case of the appellant institution on 28/09/2017, but no body appeared. In the appeal Memoranda it is submitted that "inspection of College has already been done by Magadh University and NOC is expected within short period."

AND WHEREAS J.P. College of Education, Biyabani, Bihar Sharif, Bihar was asked to present the case of the appellant institution on 01.02.2018 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.

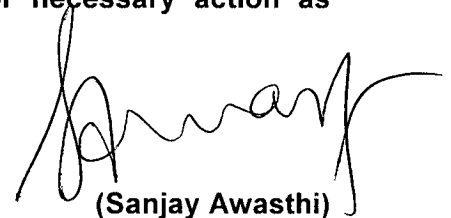
AND WHEREAS Sh. Shailesh Kumar, Secretary, J.P. College of Education, Biyabani, Bihar Sharif, Bihar presented the case of the appellant institution on 25/05/2018 i.e. the third and final opportunity granted to them. The appellant, with their letter dt. 25/05/2018, enclosed a copy of the N.O.C. dt. 31/03/2018 issued by Magadh University,

Bodhgaya in compliance with the directions of the Hon'ble High Court of Judicature at Patna dt. 05/03/2018 in LPA No. 1710 of 2017 in Civil Writ Jurisdiction case no. 9479 of 2017. The appellant also enclosed a copy of the order of the Hon'ble High Court.

AND WHEREAS the Committee, noting that the appellant has since obtained the N.O.C. on the directions of the Hon'ble High Court, concluded that the matter deserved to be remanded to the ERC with a directions to consider the N.O.C., to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC a copy of the NOC 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 ERC with a directions to consider the N.O.C., to be submitted by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC a copy of the NOC within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of J.P. College of Education, Biyabani, Bihar Sharif, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, J.P. College of Education, Biyabani, NH-31, Bihar Sharif – 803101, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-553/E-10897/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Jambheswar T.T. College, Ramsar, Rajasthan dated 19/06/2017 is against the Order No. NCTE/NRC/NRCAPP 201615434/B.Ed./RJ/2017-18/2 dated 19.04.2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The applicant institution has not submitted the reply of SCN issued by NRC on 02.03.2017 within the stipulated time."

AND WHEREAS Jambheswar T.T. College, Ramsar, Rajasthan was asked to present the case of the appellant institution on 28/09/2017, but nobody appeared. In the appeal Memoranda it is submitted that they belong to backward area of Western Rajasthan where network facility is very low. They did not receive email from NCTE. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Jagdish Vishnoi, Secretary, Jambheswar T.T. College, Ramsar, Rajasthan presented the case of the appellant institution on 01.02.2018 i.e. the second opportunity granted to them. In the course of presentation, the appellant submitted a letter dt. 01.02.2018. The appellant in that letter, stating that due to mistake they could not submit certain documents in the hearing, requested another opportunity to make the documents available. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

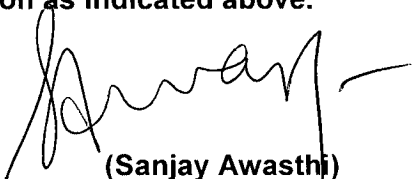
AND WHEREAS Sh. Jagdish Vishnoi, Secretary, Jambheswar T.T. College, Ramsar, Rajasthan presented the case of the appellant institution on 25/05/2018 i.e. the third and final opportunity granted to them. The appellant with their letter dt. 25/05/2018

submitted certain explanations supported by copies of documents vis a vis the observations contained in the minutes of the 265th meeting of the N.R.C. held from 27th Feb. to 3rd March, 2017, wherein it was decided to issue a show cause notice.

AND WHEREAS the Committee noted that a show cause notice dt. 02/03/2017, stated to have been issued as per the refusal order, is not found in the file. The appellant also submitted that they have not received any mail. Since the appellant has submitted their explanations, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the explanations, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C., all the explanation and documents submitted by them in appeal with their letter dt. 25/05/2018, within 15 days of the receipt of the order on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to NRC with a direction to consider the explanations, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C., all the explanation and documents submitted by them in appeal with their letter dt. 25/05/2018, within 15 days of the receipt of the order on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Jambheswar T.T. College, Ramsar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. **The Secretary/Appellant, Jambheswar T.T. College, Ramsar – 344502, Rajasthan.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-557/E-10998/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Sant Keenaram P.G. College, Kaimoorpith, Robertganj, Sonbhadra, Uttar Pradesh dated 29.06.2017 is against the Order No. NCTE/NRC/NRCAPP201615065/Master of Education [M.Ed.]/UP/2017-18/2; dated 11/04/2017 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "Reply received on 27.03.2017 from the institution in reference to the Show Cause Notice of NRC, along with the original file of the institution alongwith other related documents, NCTE Act, 1993, Regulations and Guidelines of NCTE published from time to time was carefully considered by NRC and following observations were made:- The institution has still not submitted the certified registered land documents issued by the Registering Authority or civil authority concerned. Only a certificate from the Tehsildar regarding possession of land by the institution and copy of khatauni have been submitted. The institution has still not submitted the Land Use Certificate issued by the Competent Authority to use the land for educational purpose. The institution has still not submitted the Non-Encumbrance Certificate issued by the Competent Authority indicating that the land is free from all encumbrances. The institution has yet not submitted any evidence / proof with regard to NAAC accreditation certificate, as required under clause 2(i) of Appendix 15 of the 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 Sant Keenaram P.G. College, Kaimoorpith, Robertganj, Sonbhadra, Uttar Pradesh was asked to present the case of the appellant institution on 23/10/2017, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. R.P. Maurya, H.O.D., Sant Keenaram P.G. College, Kaimoorpith, Robertganj, Sonbhadra, Uttar Pradesh presented the case of the appellant institution on 01.02.2018 i.e. the second opportunity granted to them. The appellant, in the appeal, submitted that delay occurred due to time taken in obtaining land records, land use certificate and non-encumbrance certificate from the authority concerned. The appellant enclosed to the appeal copies of various documents, which, with reference to those mentioned in the order, include copies of land use certificate dt. 22.04.2017 issued by the Deputy Collector, Sonbhadra; a certificate of land in the name of the College dt. 22.04.2017 issued by the Deputy Collector, Sonbhadra; layout plans of the land, Khataunis; non-encumbrance certificate dt. 22.04.2017 issued by Deputy Collector, Sonbhadra. The appellant stated that Accreditation Certificate is awaited.

AND WHEREAS the appellant, in the course of presentation, submitted a letter dt. 01.02.2018 stating that he could not bring the required documents. He requested that he may be given another opportunity to bring those documents. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

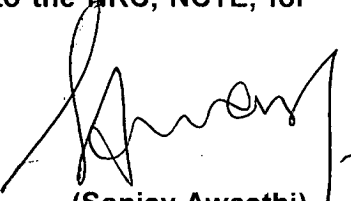
AND WHEREAS Sant Keenaram P.G. College, Kaimoorpith, Robertganj, Sonbhadra, Uttar Pradesh was asked to present the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that, when the appellant appeared before the Committee on the second occasion i.e. on 1.02.2018, he sought another opportunity to bring 'the required documents', without specifying the same. However he has not appeared on the third and final opportunity given to them. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C with a direction to consider the documents with reference to the grounds of refusal given in

appeal, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. documents specifically mentioned in the refusal order and submitted in appeal and other required documents, 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 N.R.C with a direction to consider the documents with reference to the grounds of refusal given in appeal, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the N.R.C. documents specifically mentioned in the refusal order and submitted in appeal and other required documents, within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Sant Keenaram P.G. College, Kaimoorpith, Robertganj, Sonbhadra, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Sant Keenaram P.G. College, Kaimoorpith, Lorhi Road, Robertganj, Sonbhadra – 231216, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-591E-15258/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of G.G.S. Khalsa College of Education for Women, Kamalpur, Link Road, Jagraon, Punjab dated 22.07.2017 is against the Order No. NRC/NCTE/NRCAPP-3227/269th (Part-2) Meeting/2017/175725 dated 16/05/2017 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "The institution has not submitted the reply of the SCN issued by the NRC within the stipulated time."

AND WHEREAS G.G.S. Khalsa College of Education for Women, Kamalpur, Link Road, Jagraon, Punjab was asked present to the case of the appellant institution on 24/10/2017, but nobody appeared. In the appeal Memoranda it is submitted that "the Institute was issued LOI for the M.Ed. Course on 16.02.2016. The availability of trained Faculty for M.Ed. teachers is very scarce and their University is having its own Norms for approval of Teachers for M.Ed. Course, which is different from the Qualifications as prescribed by the NCTE because of which there are problems regarding appointment of Faculty in almost whole Punjab for Colleges under this University. Guru Gobind Singh Education Trust, had advertised a number of times for recruitment of faculty but were unable to do which was duly conveyed to the NRC office in Jaipur. Though, they had received a SCN dated 07.02.2017 on this very grounds, a reply to LOI has not been submitted. The appellant enclosed to their appeal a letter dt. 06.03.2017 written to the N.R.C. requesting for some more time for providing the approved faculty list. However, this letter is not available in the file of the N.R.C. In the light of the facts explained along with the supporting documents above by the appellant, it may be appreciated that impugned order of the NRC in its Emergency Meeting cannot form any bona-fide and prima face ground for closure of course of Guru Gobind Singh Khalsa College of Education for Women and thus needs to be quashed."

AND WHEREAS G.G.S. Khalsa College of Education for Women, Kamalpur, Link Road, Jagraon, Punjab was asked to present the case of the appellant institution on 01.02.2018 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.

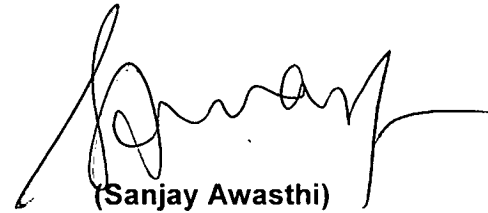
AND WHEREAS G.G.S. Khalsa College of Education for Women, Kamalpur, Link Road, Jagraon, Punjab was asked to present the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that the N.R.C. issued the Letter of Intent for M.Ed. course under Clause 7 (13) of the NCTE Regulations, 2014 on 16/02/2016. The appellant was required to send compliance report/reply along with all necessary documents within two months of issue of the Letter of Intent. As no reply was received from the appellant, the N.R.C. issued a show cause notice on 07/02/2017. The letter of the appellant dt. 06/03/2017 stated to be with reference to the S.C.N. in which they asked for a little more time for providing the approved faculty is not found in the file of the N.R.C.

AND WHEREAS the Committee noted that the appellant, after submitting their appeal dt. 22/07/2017, has failed to appear to make a presentation of their case despite three opportunities having been given to them. The little more time they are reported to have sought on 06/03/2017 has expired long time back. The appellant has not complied with the requirements of the L.O.I. issued more than two years back. 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 and considering the oral arguments advanced during the hearing, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, G.G.S. Khalsa College of Education for Women, Kamalpur, Link Road, Jagraon – 142030, Punjab.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Punjab, Chandigarh.



F.No.89-596/E-15445/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Sarvagya Mahavidhyalaya, Gokulpura, Bikaner, Sikar, Rajasthan dated 26.07.2017 is against the Order No. NCTE/NRCAPP201615290/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/RJ/2017-18/2; dated 17/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "The applicant institution has not submitted the reply of the SCN issued by the NRC on 09.02.2017 till date. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Sarvagya Mahavidhyalaya, Gokulpura, Bikaner, Sikar, Rajasthan was asked to present the case of the appellant institution on 24/10/2017, but nobody appeared. In the appeal Memoranda it is submitted that "The reply was sent by post well on time however due to delay by the post the reply might not be reached to the concerned office on time. The required documents which were submitted to the concerned office are with us and will be shown at the time of hearing. Due to some unavoidable circumstances, the appellant has not been able to file on time."

AND WHEREAS as per extant appeal rules, three opportunities/ adjournments can be given to an appellant for making personal presentation of the case. Appeal

Committee, therefore, decided to grant another (second) opportunity to appellant for making personal presentation of the case.

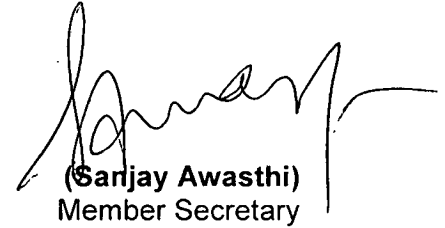
AND WHEREAS Sarvagya Mahavidhyalaya, Gokulpura, Bikaner, Sikar, Rajasthan was asked to present the case of the appellant institution on 01.02.2018, i.e. the second opportunity granted to them, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity, i.e. the third and final opportunity to present their case.

AND WHEREAS Sarvagya Mahavidhyalaya, Gokulpura, Bikaner, Sikar, Rajasthan was asked to present the case of the appellant institution on 25/05/2018 i.e. the third and final opportunity given to them, but nobody from the institution appeared. In these circumstances, the Committee decided to consider the appeal on the basis of the records.

AND WHEREAS the Committee noted that the appellant sent a reply to the Show Cause Notice on 23.05.2017, which was received in the N.R.C office on the same day. This reply is available in the file. But the N.R.C. decided to refuse recognition in their 267th meeting held from 5 – 7 April, 2017. (A copy of the refusal order dt. 17/04/2017 is not in the file). Since a reply has been received and is in the file, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the 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 deserved to be remanded to N.R.C with a direction to consider the reply and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Sarvagya Mahavidhyalaya, Gokulpura, Bikaner, Sikar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Manager, Sarvagya Mahavidhyalaya, Gokulpura, Bikaner by Pass Road, Sikar – 332021, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-599/E-16457/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of District Institute of Education and Training, Baswa, Rajasthan dated 22.07.2017 is against the Order No. NRC/NCTE/NRCAPP-10230/258th Meeting/2016/176404-08 dated 01/06/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The reply of the institution in respect of the show cause notice dt. 15.03.2016 was considered and the reply reveals that the deficiency communicated vide show cause notice dt. 15.03.2016 has not been removed. Accordingly, refusal order be amended."

AND WHEREAS Sh. Prithvi Singh, Principal, District Institute of Education and Training, Baswa, Rajasthan presented the case of the appellant institution on 24/10/2017 and 02/02/2018. In the appeal and during personal presentation it was submitted that this Institute is a Govt. body. The Competent Authority Govt. of Rajasthan has issued the administrative and financial sanction of Rs. 127.61 lac. Rs. 21.28 lac. in the F.Y. 2016. 17 and Rs. 106.33 lac in the F.Y. 2017. 18 by order dt. 17.03.17, 24.03.17, 30.03.17 and 17.05.17. This Budget is sanctioned by Govt. of Rajasthan for the additional construction of 688.57 sq. mts. in the institute. After this new construction, total built up area of institute will be 2074 sq. mts. Rs. 21.28 lac has been transferred in the PD Acctt. of Director SSA Jaipur by order no. 4476/15/ dt. 17.05.17 Technical Sanction for new Construction has been issued by Superintendent Engineer of SSA Jaipur. A multipurpose hall of size 2048 sq. ft. is being constructed with above new construction. The Administrative and financial sanction has been issued by govt of Rajasthan by order referred to above. The Institute has also started purchasing different journals of education for the library."

AND WHEREAS the appellant requested for grant of another (third) opportunity to submit evidence of having rectified the deficiency on account of inadequate built up area. Appeal Committee decided to grant another (third) opportunity to the appellant for making personal presentation.

AND WHEREAS Sh. Prithvi Singh, Principal, District Institute of Education and Training, Baswa, Rajasthan presented the case of the appellant institution on 25/05/2018 i.e. the third and final opportunity granted to them. The appellant submitted a letter dt. 23.05.2018 in which it is stated that (i) they have constructed additional built up area of 731 sq. mts, making the total built up area 2096 sq. mts; (ii) in the additionally built up area, the size of the multipurpose hall is 2048 sq. ft.; and (iii) they are purchasing journals worth Rs. 5500/- from the NCTE. The appellant enclosed a building completion certificate issued by an Asst. Engineer Sarvashiksha Abhiyan, Dausa showing a built up area of 22,553 sq. ft.

AND WHEREAS the Committee noting that the appellant has fulfilled the requirements mentioned in the Show Cause Notice dt. 15/03/2016 referred to in the refusal order, concluded that the matter deserved to be remanded to the N.R.C with a direction to consider the 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 to the N.R.C. all the documents submitted by him in appeal on 25.05.2018 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 N.R.C with a direction to consider the 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 to the N.R.C. all the documents submitted by him in appeal on 25.05.2018 within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of District Institute of Education and Training, Baswa, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, District Institute of Education and Training, Baswa, Bandikui Road, Baswa – 303327, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-618/E-18923/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Raizada Dharamdas Institute of Education & Technology, Ved Vyas Puri, Meerut, Uttar Pradesh dated 10.08.2017 is against the Order No. NCTE/NRC/NRCAPP 201616456/D.El.Ed/ SCN/UP/2017-18 (LSG SI No) dated 02.08.2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "The applicant institution has not submitted reply to S.C.N. within stipulated period."

AND WHEREAS Raizada Dharamdas Institute of Education & Technology, Ved Vyas Puri, Meerut, Uttar Pradesh was asked to present the case of the appellant institution on 26/10/2017 and 02.02.2018 but nobody appeared. In the appeal Memoranda it is submitted that "The Regional Committee Jaipur refused to grant such approval vide its order dated 18th July, 2017 (a copy of which is attached) For the reasons set out below, the Appellant submit(s) that the approval ought to have been granted by the Regional Committee. The Regional Committee erred in deciding the matter on the following grounds. The Society is already running courses duly approved by the NCTE and is basically striving hard to seek recognition for additional seats in its existing D.El.Ed. Course in its College for the benefit of the students in and around the area and imparting quality Education for which all the necessary Infrastructure and facilities as required under the NCTE norms was constructed using all the Financial resources that were contributed by the society/trust members. That the Raizada Dharamdas Memorial Society, A-50 Defence Colony Mawana Road, Meerut Uttar Pradesh-250001 has already sent the reply of SCN issued along with two supporting documents. That the Shortcomings pointed out are totally irrelevant since the Institute is already running approved courses from NCTE for which the Institute has the required Library Books, Lab Equipments and sufficient Built Up area. In the light of the facts

explained along with the supporting documents above by the appellant, it may be appreciated that impugned order of the NRC in its Emergency Meeting cannot form any bona-fide and prima face ground for the closure of course file of Raizada Dharamdas Institute of Education & Technology Meerut, Uttar Pradesh, thus needs to be quashed."

AND WHEREAS Appeal Committee noted that there is a mistake in the date on which impugned refusal order was issued. The appellant has enclosed with the appeal Memoranda copies of SCN and impugned refusal order both of which are dated 02.08.2016. V.T. report is dated 05.05.2017 & 06.05.2017. Obviously, the correct position needs to be clarified.

AND WHEREAS as per extant rules, an appellant can seek upto three adjournments for making a personal presentation before Appeal Committee. As appellant had failed to make appearance on the first occasion, Committee decided to grant another (third and final) opportunity to the appellant for making personal presentation.

AND WHEREAS Sh. Vikas Sharma, HOD, Raizada Dharamdas Institute of Education & Technology, Ved Vyas Puri, Meerut, Uttar Pradesh presented the case of the appellant institution on 25/05/2018 i.e. the third and final opportunity given to them. He re-iterated the submissions made in the appeal.

AND WHEREAS the Committee noted that the N.R.C. in response to the Council's letter dt. 16.05.2018, in their letter dt. 22/05/2018, clarified that a Show Cause Notice was issued on 02/06/2017 and the refusal order was sent on 18/07/2017. The N.R.C. further clarified that the date of 12/08/2016 (it should be 02/08/2016) generated in the refusal order is due to technical error as informed by the Computer Programmer of the N.R.C.

AND WHEREAS the Committee noted that the ground of refusal was non-submission of the reply to the S.C.N. within stipulated period. The appellant has

enclosed to their appeal, a copy of their reply dt. 20/06/2017 stated to have been sent in response to the Show Cause Notice issued on 02/06/2017 but with a wrong date of 02/08/2016. However, this reply is not available in the file. In these circumstances, the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to consider the reply to the show cause notice, to be resubmitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to resubmit their reply dt. 20/06/2017 along with the relevant documents to the N.R.C within 15 days of the 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 N.R.C with a direction to consider the reply to the show cause notice, to be resubmitted to them by the appellant and take further action as per the NCTE Regulations, 2014. The appellant is directed to resubmit their reply dt. 20/06/2017 along with the relevant documents to the N.R.C within 15 days of the receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Raizada Dharamdas Institute of Education & Technology, Ved Vyas Puri, Meerut, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Raizada Dharamdas Institute of Education & Technology, Ved Vyas Puri, Partapur by pass Road, Meerut – 250001, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

(15)



F.No.89-759/E-53547/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Triveni Teachers Training College, Shivpuri, Manoharpur Shahpura, Rajasthan dated 11-12-2017 is against the Order No. NCTE/NRCAPP201615184/B.A.B.Ed./B.Sc. B.Ed.- 4 Year Integrated/RJ/2017-2018/2 dated 16/03/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course on the grounds that "Reply of the SCN was received on 03/02/2017 and the following observations were made:- The area of the land in the possession of the applicant institution is less than the area required for the existing and proposed courses. The area converted for educational purposes in the LUC is less than the required area. 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 the appellant, aggrieved by the order of the N.R.C., filed a S.B. Civil Writ Petition No. 19641/2017 before the Hon'ble High Court of Judicature for Rajasthan, Bench at Jaipur. The Hon'ble High Court in their order dt. 09.11.2017, for reason of availability of an alternate statutory remedy under Section 18 of the Act of 1993, dismissed the petition. The Hon'ble High Court in their order observed that the petitioner shall be free to avail the remedy of appeal and in the event of a properly constituted appeal being filed by the petitioner, it be disposed of within a period of eight weeks of filing. The appellant filed the appeal on 11.12.2017.

AND WHEREAS Triveni Teachers Training College, Shivpuri, Manoharpur Shahpura, Rajasthan was asked to present the case of the appellant institution on 03/02/2018, but nobody from the institution appeared. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Satish Chandra, Director, Triveni Teachers Training College, Shivpuri, Manoharpur Shahpura, Rajasthan presented the case of the appellant institution on 25/05/2018 i.e. the second opportunity granted to them. The appellant, in their appeal submitted that the total land in their possession is 3000 sq. mts. (0.30 hectares) and the total built up area is 3088.99 sq. mts. As per NCTE Regulations, 2014, the total land required for establishment of D.El.Ed., B.Ed. and for the education component of the 4 year B.A. B.Ed./B.Sc. B.Ed. programme is 3000 sq. mts. and the total built up area required is 3000 sq. mts. Therefore, the appellant has sufficient land for the proposed B.A. B.Ed./B.Sc. B.Ed. programme and the existing B.Ed. and D.El.Ed. programmes. According to a circular dated 06/10/2017 issued by the Department of Revenue, Government of Rajasthan it is provided that an educational institution is not required to obtain any land use change certificate in case of less than one acre of land and the land being in the name of the institution even in case of the land in question being recorded as the category of land or agricultural land in the revenue record. The appellant enclosed a copy of the State Government's Notification dt. 06/10/2016 (and not dated 06/10/2017 as mentioned in the appeal). The appellant with their letter dt. 25/10/2018 enclosed a copy each of the building plan and building completion certificate, both approved by Junior Engineer Panchayat, Samiti, Shahpura, Jaipur and showing land area of 3000 sq. mts. and total built up area of 3088.99 sq. mts. The appellant also enclosed a copy of the land conversion certificate dt. 29/03/2017 showing the converted land as 2857 sq. mts.

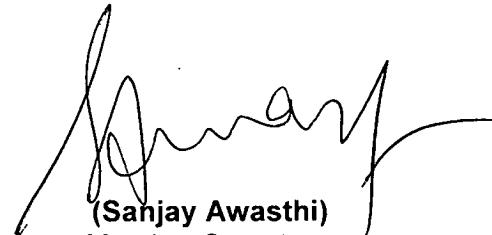
AND WHEREAS the Committee noted that in Clause 6.1 Infrastructure of the Norms and Standards for the 4 – year Integrated programme of B.A. B.Ed./B.Sc. B.Ed. contained in Appendix – 13 to the NCTE Regulations, 2014, it is mentioned that the Department of Education shall possess 3000 sq. mts. of exclusive well-demarcated land for the initial intake of 100 students out of which 2500 sq. mts. shall be built up area. On the other hand in the table given in Clause 6.1 (a) of the Norms and Standards for D.El.Ed. programme contained in Appendix – 2 to the said Regulations, the land area and built up area required for 'D.El.Ed. plus B.Ed. + Education Component of B.A./ B.Sc.

B.Ed. are given as 3000 sq. mts. and 3000 sq. mts. respectively. The appellant relying on this provision is claiming that 3000 sq. mts. of land available is sufficient for the proposed B.A. B.Ed./B.Sc. B.Ed. programme and the existing B.Ed. and D.El.Ed. programmes. The NRC in their refusal order has not specified the required land area.

AND WHEREAS in view of the position stated above, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the submissions of the appellant and take further action as per the NCTE Regulations, 2014.

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

NOW THEREFORE, the Council hereby remands back the case of Triveni Teachers Training College, Shivpuri, Manoharpur Shahpura, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Triveni Teachers Training College, Shivpuri, Dausa Road, Manoharpur Shahpura – 303104, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-501/2016 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Kesarwani Mahavidyalaya, Gole Bazar Garha Phatak Road, Jabalpur, Madhya Pradesh dt. 16.08.2016 against the order of the WRC No. WRC/OAPWO162 & APW01959/213029/254th /2016/169871 dt. 21.06.2016 withdrawing recognition for conducting B.Ed. course from the academic session 2016-17 on the grounds that "a clarificatory letter was issued on 17.05.2016 and reply was received on 1.06.2016. It was pointed out that the institution has not submitted the list of full time faculty members and HOD duly approved by the university. The institution has not submitted till today the required list of one HOD/Principal and 15 faculty members in spite of so many reminders was rejected and the order of the WRC was confirmed by the Council in their order no. F. 89-501/2016-Appeal/3rd Meeting – 2017 dt. 28/03/2017 on the ground that the appellant was not in a position to satisfy the Appeal Committee that the institution had removed the deficiencies relating to appointment of adequate number of faculty and payment of salary to them as per NCTE Regulations."

AND WHEREAS aggrieved by the order of the Council the appellant filed a Writ Petition No. 5820/2017 before the Hon'ble High Court of Madhya Pradesh, Jabalpur. The Hon'ble High Court in their order dt. 08.05.2017 and the operative part of the Hon'ble High Court's order dated 08.05.2017 is as follows:-

"In the peculiar facts and circumstances of the case and looking to the aforesaid assertions of the petitioner that it had removed all the deficiencies, the petition filed by the petitioner is partly allowed to the extent that the impugned order passed by the appellate authority dated 28.3.2017 is set aside and the matter is remitted back to the appellate authority to re-examine the matter and to re-determine as to whether the petitioner has complied with the necessary requirements of the N.C.T.E. Regulations.

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It is made clear that while remitting the matter to the appellate authority, we have not expressed any opinion on the merits of the case nor have we restricted the appellate authority to the two issues raised by the petitioner and we make it clear that the appellate authority would be at liberty to examine all the issues and find out as to whether all the necessary criteria and requirements prescribed under the Regulations have been complied with by the petitioner institution or not and to take an independent decision in the matter.

It is also made clear that the appellate authority would be at liberty, if it is so advised, to conduct as many inspections as necessary of the institution to ensure that it has duly complied with the NCTE Regulations.

The aforesaid exercise shall be undertaken by the appellate authority as expeditiously as possible, however, subject to payment of cost and expenses by the petitioner institution to the tune of Rs. 75,000/-.

It is, however, made clear that till the aforesaid exercise is completed- by the appellate authority and fresh orders in that regard are not passed, the petitioner institution shall not be permitted to undertake any steps for admitting students in the B.Ed. course or other courses run by it that are governed by the NCTE Regulations which would be subject to the fact that an order to that effect is passed by the authorities ultimately in case the appeal is allowed. However, looking to the fact that the institution had been running courses in the past and certain students are also pursuing studies therein the respondent NCTE is directed to take up and complete the exercise, as aforesaid, as early as possible, however not later than two months.

It is also clarified that the appellate authority may also grant personal hearing to the petitioner if so warranted or make necessary queries to determine the fact of compliance of the Regulations.

To expedite the matter, the petitioner is directed to appear before the respondent authorities on 15.5.2017 and on such other dates as may be fixed by it."

AND WHEREAS Sh. Dhruv Kumar Dixit, Asst. Professor and Sh. Ashutosh Kumar, Principal, Kesarwani Mahavidyalaya, Gale Bazar Garha, Pathak Road, Jabalpur, Madhya Pradesh presented the case of the appellant institution on 30/05/2017. In the appeal and during personal presentation it was submitted that "The institution has required built up area and a certificate to this effect issued by the Jabalpur Corporation which has already been submitted alongwith letter to this office dt. 09/04/2016. A copy of the letter of Corporation is re-submitted. Dr. Mrs. Sangeeta Paul, Senior most faculty in Department of Education has been appointed Head by the Governing Body in its meeting held on 11/08/2016. Within six months, college will complete all necessary requirements of NAAC. The salary paid to the staff is within the limits of annual fee collected from the students each year and it is fixed by Fee Regulatory Committee of Madhya Pradesh Govt. and Hon'ble Madhya Pradesh High Court, Jabalpur. Website of the institution is functioning properly. As per procedure, attendance of the students was recorded as required. The students were permitted to appear in the V.V. examination as per the University norms and requirement. Teaching days are as per norms and it is more than 200 days per year. After receiving the orders & instructions from NCTE in 514/2014/NCTE/N&S dated 24/12/2014, all requisite posts were advertised on 10th October 2015."

AND WHEREAS the appellant who appeared before the Committee on 30.05.2017 did not submit any further evidence of having rectified the deficiencies and also did not deposit Rs. 75,000/- as directed by the Hon'ble High Court, which could have facilitated another inspection of the institution to verify the present status with regard to providing extra built up area and appointment of H.O.D. and faculty approved by the affiliating body.

AND WHEREAS the Committee has been informed that the appellant has deposited the sum of Rs. 75,000/-.

AND WHEREAS Sh. A.K. Dubey, Principal and Sh. D.K. Dixit, Asstt. Professor, Kesarwani Mahavidyalaya, Gale Bazar Garha, Pathak Road, Jabalpur, Madhya

Pradesh presented the case of the appellant institution on 03.02.2018 i.e. the second opportunity granted to them. In the course of presentation, the appellant was asked specifically to produce acceptable documentary evidence in support of appointment of one Principal/HOD and 15 faculty members duly approved by the affiliating body, as non-submission of this information was the ground for withdrawal of recognition. The appellant was also asked to produce documentary evidence in support of payment of salaries to the academic faculty and other staff of their institution in accordance with the provisions of NCTE Regulations, 2014. The appellant thereafter submitted a letter dt. 03.02.2018 requesting that they may be given another opportunity to present their case. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the third and final opportunity to present their case.

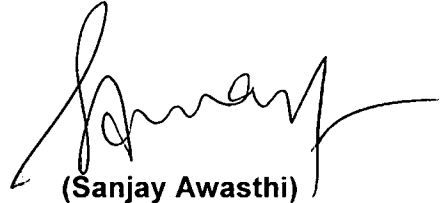
AND WHEREAS Sh. Ashutosh Kumar Dubey, Principal, Kesarwani Mahavidyalaya, Gale Bazar Garha, Pathak Road, Jabalpur, Madhya Pradesh presented the case of the appellant institution on 25.05.2018 i.e. the third and final opportunity granted to them. The appellant, with their letter dt. 25.05.2018, submitted a copy of the list of 19 faculty members consisting of a Principal, a HOD, a Associate Professor, 12 Asst. Professors, a crafts teacher, a music teacher, a sports teacher and a librarian, signed by the Registrar, Rani Durgawati University, Jabalpur and copies of bank statements relating to salary payment.

AND WHEREAS the Committee, noting that the ground of withdrawal was non-submission of list of faculty members duly approved by the university and the appellant has since submitted an approved list and also the bank documents, concluded that the matter deserved to be remanded to the WRC 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 to the WRC, all the documents submitted by them in appeal with their letter dt. 25.05.2018 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 WRC 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 to the WRC, all the documents submitted by them in appeal with their letter dt. 25.05.2018 within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Kesarwani Mahavidyalaya, Gole Bazar Garha Phatak Road, Jabalpur, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Principal, Kesarwani Mahavidyalaya, Gole Bazar Garha Phatak Road, Jabalpur, Madhya Pradesh – 482002.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-716/E-46623/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/2/18

ORDER

WHEREAS the appeal of Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal dated 26/10/2017 is against the Order No. ERC/244.12(i).32/ERCAPP3855/D.El.Ed./2017/54855 dated 03/11/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 21.07.2016 on the following grounds: (i) Inspection letter was issued to the institution on 09.04.2016. (ii) Inspection not conducted. (iii) The institution vide its representation dated 17.04.2016 requested for extension of time up to 31st May 2016 for conducting inspection. (iv) The Committee has not accepted the request of the institution. b. In response, the institution submitted reply vide letter dated 09.06.2016 (on the basis of information uploaded on ERC website) requesting for extension of time for conduct of inspection mentioning personal grounds, which is not acceptable. c. As per NCTE Regulation 2014, the inspection shall not be conducted subject to the consent of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP3855 of the institution regarding recognition of applied D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act, 1993."

AND WHEREAS Ms. Mamata Jana, Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal presented the case of the appellant institution on 03/02/2018. In the appeal and during personal presentation it was submitted that "On the part of the institution management has the power only to request to the ERC, NCTE for any problem for relief. In their case they were ready in all respects for welcoming VT Members but due to sudden accident Inspection Date failed. VT Members did not wait one day."

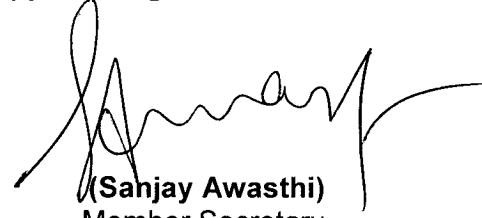
AND WHEREAS the Committee noted that the reason given by the appellant in their letter dt. 17.04.2016 asking time for inspection upto 31.05.2016 was sudden death of one of the members of the Governing Body of their Trust on 16.04.2016. In the course of presentation, the appellant, in their letter dt. 03.02.2018, requested for another opportunity to produce the death certificate of the member of their Governing Body. 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 Ms. Mamata Jana, Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal presented the case of the appellant institution on 25.05.2018 i.e. the second opportunity granted to them. The appellant, instead of submitting the death certificate in respect of one of the members of the Governing body of their trust, submitted an affidavit declaring that the inspection was postponed due to sudden death of Mrs. Champa Rani Maity, member of the Managing Committee of the institution. Even the date of death has not been mentioned in the affidavit. In the course of presentation, the appellant verbally stated that the family members of the deceased member of the Managing Committee are not willing to help.

AND WHEREAS the Committee asked the appellant to furnish a copy of the death certificate only to verify the genuineness of the claim that the proposed inspection of their institution could not be conducted on account of the death of a member of the Committee. The appellant, despite undertaking to produce the certificate, which should be available as registration of births and deaths is mandatory, failed to do so. In these circumstances, the Committee concluded that the E.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar – 712410, W.B..
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-717/E-46630/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal dated 26/10/2017 is against the Order No. ERC/244.12(i).33/ERCAPP3856/B.Ed./2017/54849 dated 03/11/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show Cause Notice was issued on 21.07.2016 on the following grounds: (i) Inspection letter was issued to the institution on 09.04.2016. (ii) Inspection not conducted. (iii) The institution vide its representation dated 17.04.2016 requested for extension of time up to 31st May 2016 for conducting inspection. (iv) The Committee has not accepted the request of the institution. b. In response, the institution submitted reply vide letter dated 09.06.2016 (on the basis of information uploaded on ERC website) requesting for extension of time for conduct of inspection mentioning personal grounds, which is not acceptable. c. As per NCTE Regulation 2014, the inspection shall not be conducted subject to the consent of the institution. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP3856 of the institution regarding recognition of applied B.Ed. Programme is refused under section 14(3)(b) of NCTE Act, 1993."

AND WHEREAS Ms. Mamata Jana, Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal presented the case of the appellant institution on 03/02/2018. In the appeal and during personal presentation it was submitted that "On the part of the institution management has the power only to request to the ERC, NCTE for any problem for relief. In their case they were ready in all respects for welcoming VT Members but due to sudden accident Inspection Date failed. VT Members did not wait one day."

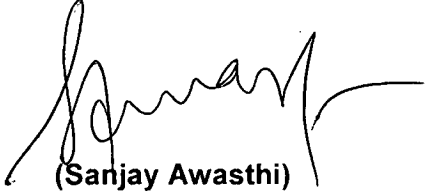
AND WHEREAS the Committee noted that the reason given by the appellant in their letter dt. 17.04.2016 asking time for inspection upto 31.05.2016 was sudden death of one of the members of the Governing Body of their Trust on 16.04.2016. In the course of presentation, the appellant in their letter dt. 03.02.2018, requested for another opportunity to produce the death certificate of the member of their Governing Body. 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 Ms. Mamata Jana, Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar, West Bengal presented the case of the appellant institution on 25.05.2018 i.e. the second opportunity granted to them. The appellant, instead of submitting the death certificate in respect of one of the members of the Governing body of their trust, submitted an affidavit declaring that the inspection was postponed due to sudden death of Mrs. Champa Rani Maity, member of the Managing Committee of the institution. Even the date of death has not been mentioned in the affidavit. In the course of presentation, the appellant verbally stated that the family members of the deceased member of the Managing Committee are not willing to help.

AND WHEREAS the Committee asked the appellant to furnish a copy of the death certificate only to verify the genuineness of the claim that the proposed inspection of their institution could not be conducted on account of the death of a member of the Committee. The appellant, despite undertaking to produce the certificate, which should be available as registration of births and deaths is mandatory, failed to do so. In these circumstances, the Committee concluded that the E.R.C. was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sachindra Academy, Ramnagar, G.P. Road, Tarakeswar – 712410, W.B..
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-728/E-48050/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Bundelkhand Career College, Hatta Sadbhawana Sadan, Hatta, Madhya Pradesh dated 17/11/2017 is against the Order No. WRC/APW06304/223700/280th/2017/189651 dated 18/09/2017 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 26/08/2016 and the institution replied on 27/09/2016. Regarding the size of the classrooms and multipurpose hall etc. the institution has submitted a statement regarding increased size. But no proof has been attached. So the institution is required to send a revised Building Plan indicating the various sizes of the rooms duly attested by a Govt. Engineer. Regarding improvement of service conditions, the institution has replied that the process has been started for EPF. Regarding staff, the requirement is 1+15 for two units. However, the institution has submitted a list of 1+7 faculty members. This implies that the intake will be reduced to one unit. Hence, Clarification be obtained on the above grounds. And whereas, letter seeking Clarification was issued to the institution on 19.10.2016 and reply was received on 20.12.2016. The institute has submitted a photocopy of staff profile (1+7). The institute does not have sufficient built-up area for running the B.Ed. and D.El.Ed. courses. The C.L.U. is also much less than the requirement. FDRs for Rs. 12 lakhs are not seen in the file."

AND WHEREAS Bundelkhand Career College, Hatta Sadbhawana Sadan, Hatta, Madhya Pradesh was asked to present the case of the appellant institution on 03/02/2018, but nobody from the institution appeared. The appellant sent a letter dt. 02.02.2018 stating that due to the ill-health of the President of their society, there is no person to present the case. Therefore, the appellant requested extension of the date

for appeal. The Committee decided to give the appellant another opportunity i.e. the second opportunity to present their case.

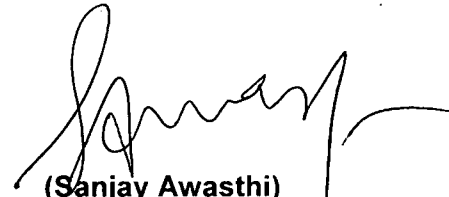
AND WHEREAS Sh. Manvendra Singh, Secretary, Bundelkhand Career College, Hatta Sadbhawana Sadan, Hatta, Madhya Pradesh presented the case of the appellant institution on 25/05/2018 i.e. the second opportunity granted to them. The appellant, with their letter dated 'Nil' submitted during presentation, enclosed inter-alia (i) a faculty list of 16 members signed by the Registrar, Dr. Hari Singh Gaur University, Sagar, (ii) copies of three FDRs for Rs. 5 lakhs, Rs. 3 lakhs and Rs. 4 lakhs; (iii) copy of a certificate dt. 15/02/2017 issued by Nagarpalika Parishad, Hata, Distt. Damoh, M.P. certifying a built up area of 22431 sq. ft.; and (iv) copies of CLUs. The appellant in this letter has stated that this area is sufficient for B.Ed. course as their file for D.Ed. course has been closed by the W.R.C. The appellant enclosed a copy of the WRC's order dt. 17/24-07-2009 in this regard.

AND WHEREAS the Committee, noting that the appellant has furnished replies to the four grounds mentioned in the W.R.C's order dt. 18/09/2017 on the basis of which recognition was withdrawn, concluded that the matter deserved to be remanded to the WRC with a direction to consider the replies to be sent to them by the appellant and also the fact that their D.Ed. Course has been closed, and take further action as per the NCTE Regulations, 2014. The appellant is directed to send to the WRC their reply submitted in appeal on 25/05/2018 along with all the documents enclosed to that letter 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 deserved to be remanded to WRC with a direction to consider the replies to be sent to them by the appellant and also the fact that their D.Ed. Course has been closed, and take further action as per the NCTE Regulations, 2014. The appellant is directed to send to the WRC their reply submitted

in appeal on 25/05/2018 along with all the documents enclosed to that letter 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 Bundelkhand Career College, Hatta Sadbhawana Sadan, Hatta, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Bundelkhand Career College, Hatta Sadbhawana Sadan, Hatta – 470775, Madhya Pradesh.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-753/E-52343/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of College of Education, Vidhyanagari, Motipura, Himatnagar, Gujarat dated 05/10/2017 is against the Order No. WRC/APW06060/323157/Guj./279th/2017/188675 dated 18/08/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "The case file was seen. Show Cause Notice was issued to the institution on 02/09/2016. The institute has not replied till date. Hence, Recognition is withdrawn from the session 2018-19. FDRs, if any, be returned."

AND WHEREAS Sh. D.L. Patel, President and Sh. Mehul, Sr. Clerk, College of Education, Vidhyanagari, Motipura, Himatnagar, Gujarat presented the case of the appellant institution on 05/02/2018. In the appeal and during personal presentation it was submitted that "By confusion they could not reply show cause notice because they have 2 units since 2008. Further at that time they wrote to WRC NCTE letter no 22102015-16 Date 28 October 2015 but WRC NCTE did not reply them till date of show cause notice. Generally Management every time is ready to do necessary things but college clerical staff and principal did not inform the Management about show cause notice during the period of 21 Days."

AND WHEREAS Appeal Committee noted that impugned order dated 18/08/2017 withdrawing recognition for B.Ed. course was on the ground that appellant institution has not replied to Show Cause Notice (SCN) dated 02/09/2016. Committee further noted that S.C.N. dated 02/09/2016 was issued as appellant institution has failed to submit:-

- (i) Staff profile for 2015-16 duly approved by affiliating body.
- (ii) Notarised C.L.U., N.E.C., B.C.C. and building plan.

- (iii) FDRs in joint operation with R.D., W.R.C., Bhopal.

AND WHEREAS appellant during the course of appeal presentation on 05.02.2018 submitted a written request seeking another opportunity for presenting required documents and oral hearing of the appeal. Appeal Committee decided to grant another (Second) opportunity to the appellant.

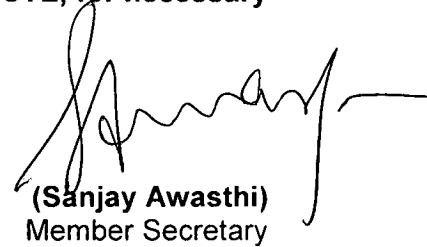
AND WHEREAS Dr. D.L. Patel, Chairman, College of Education, Vidhyanagari, Motipura, Himatnagar, Gujarat presented the case of the appellant on 25/05/2018 i.e. the second opportunity granted to them. The appellant, with their letter dt. 23/05/2018 submitted (i) a staff list comprising 16 faculty members signed by the Registrar, Hemchandracharya North Gujarat University, Patan, (ii) a notarised copy Land Use Certificate; (iii) a notarised copy of Non-Encumbrance Certificate; (iv) a copy of the building plan approved by Government Authorities; (v) a copy of the Building Completion Certificate signed by the Engineer and Chief Officer of Himatnagar Nagar Palika; (vi) copies of FDRs for Rs. 5 lakhs and Rs. 7 lakhs jointly held with the Regional Director, W.R.C; and (vii) a copy of NAAC Accreditation Certificate valid upto 09/12/2019.

AND WHEREAS the Committee noting that the appellant has submitted all the requisite documents concluded that the matter deserved to be remanded to the W.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 to the W.R.C. all the documents submitted in appeal with their letter dt. 23/05/2018 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 deserved to be remanded to W.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

to the W.R.C. all the documents submitted in appeal with their letter dt. 23/05/2018 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 College of Education, Vidhyanagari, Motipura, Himatnagar, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The President, College of Education, Vidhyanagari, Himatnagar, Motipura bypass Road, Himatnagar – 383001, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-761/E-53776/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Naran Lala Institute of Teacher Education, Navsari, Eru Char Rasta, Navsari, Gujarat dated 05/12/2017 is against the Order No. WRC/323024/Guj./282nd/2017/192468 dated 02/11/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. course on the grounds that "And whereas, reply dt. 20.07.2017 submitted by the institution was placed before the WRC in its 282nd meeting held on October 24th – 26th, 2017 and the Committee decided as follows:- "The case file was seen. Show Cause Notice dated 05.07.2017 was issued to the institution. The institution vide its reply dated 20.07.2017 has submitted a list of one Principal and 6 staff members duly approved by the Registrar. While lecturer at S.No. 8 is not approved. Further, lecturers at S.No. 5, 6, 7, 8 are not appointed on regular basis. The institution has not submitted additional FDR for Rs. 4.00 lakhs as was indicated in the Show Cause Notice. The institution has not complied to the requirements of the Show Cause Notice. Hence, Recognition is withdrawn from the session 2018-2019."

AND WHEREAS Dr. Falguni S. Vansia, Principal and Dr. Chirungi Desai, Representative, Naran Lala Institute of Teacher Education, Navsari, Eru Char Rasta, Navsari, Gujarat presented the case of the appellant institution on 05/02/2018. In the appeal and during personal presentation it was submitted that "Appellant have appointed 07 faculty members as selected by the selection committee appointed by the Hon'ble Vice Chancellor Veer Narmad South Gujarat University Surat and approved by the University according to the norms of NCTE and the rules and regulations of the Veer Narmad South Gujarat University, Surat with which our college is affiliated. UGC published Minimum Qualifications for Appointment of Teachers and other Academic Staff in Universities and Colleges and Measures for the Maintenance

of Standards in Higher Education Regulations 2010 Principal Regulation 2010 and Amendments from time to time according to which the minimum requirements of a good academic record 55 percentage marks or an equivalent grade in a point scale wherever grading system is followed at the masters level and qualifying in the National Eligibility Test or an accredited test State Level Eligibility Test shall remain for the appointment of Assistant Professors. NET or SLET or SET shall remain the minimum eligibility condition for recruitment and appointment of Assistant Professors in Universities Colleges Institutions. Veer Narmad South Gujarat University the affiliating body of the Appellant had passed a resolution in line with the UGC Regulations 2010 Principal Regulation 2010 which states that if NET or SLET or SET or Ph.D. candidates are not available then approval should be given by the University on Contractual Basis for 11 months. As per the Norms and Standards for B.Ed. Degree as mentioned in NCTE Regulation 2014 Ph.D. degree in Education with subject specializations is desirable for the faculty. The Appellant appointed the faculty members Mr Priteshkumar R Tailor, Ms. Tejalben A. Tailor and Ms Krishnaben N Tandel as selected by the selection committee appointed by the Honorable Vice Chancellor Veer Narmad South Gujarat University Surat and approved by the University on Contractual Basis for 11 months, as they do not possess NET or SLET or SET or Ph.D. The University circular dated 29 Dec. 2014 for appointment of teacher on Contractual basis is enclosed for your reference with translated version in English. Kind attention is drawn namely NCTE Regulations 2014 Sec4 para 5.4 mention about the terms and conditions of the service of teaching and nonteaching staff including selection procedure pay scale age of superannuation and other benefits shall be as per the policy of the State Government or Affiliating body. The Appellant respectfully submits that this criteria in this particular case had been complied and met with or fulfilled. Management had advertised the post of science method under Pedagogy subject in order to fulfil the requirement of 08 for twice 17 FEB 2017 and 18 MARCH 2017. But unfortunately Appellant had not received any application from a qualified candidate as per NCTE regulations 2014 and UGC. FDRs were returned to the management and after renewal thereof, the amount by way of FDRs in the sum of 8 Lakhs were remitted. The Management had submitted the additional FDR of 4 lakhs to the NCTE WRC

Bhopal vide letter dated 03 NOV 2017. Further the management had paid the online QCI fees of 1.5 lakhs plus GST as required by NCTE in October 2017. Within the prescribed period the said amount of 1.5 lakhs had been accepted without any qualification or condition. To err is human and fallibility to be condoned as excused or pardon. As stated above the management had not committed any default intentionally or with any ulterior or oblique motive. Since 2002 the management had been administrating and managing the institution to cater education in the best possible manner to the students community. As of today, the management had not committed or nor violated any provision good enough to be penalized. We assure that in future sincerest efforts will be made not to commit any mistake, blunder and meet with the requirements as may be called upon. Finally the management tenders sincerest apology with an expectation that the act of default as alleged be pardoned. For the facts and the ground stated above and also having leave to submission additional ground and submission at the time of hearing of the present appeal the same may please be allowed."

AND WHEREAS the appellant during the course of appeal presentation on 05.02.2018 made a written request seeking another opportunity to submit consolidated compliance required in the case. Appeal Committee decided to grant another (Second) opportunity to the appellant for submitting required details.

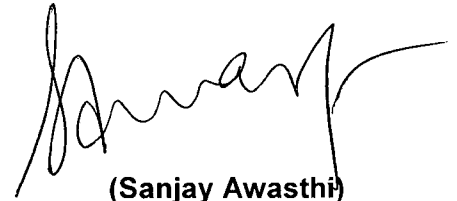
AND WHEREAS Dr. Falguni S. Vansia, Principal and Dr. Chirungi Desai, Representative, Naran Lala Institute of Teacher Education, Navsari, Eru Char Rasta, Navsari, Gujarat presented the case of the appellant institution on 25.05.2018 i.e. the second opportunity granted to them. The appellant, with their letter dt. 23.05.2018 enclosed a faculty list of eight members duly signed by the Registrar, Veer Narmad South Gujarat University, Surat and copies of three FDRs for Rs. 5 lakhs, Rs. 3 lakhs and Rs. 4 lakhs jointly held with the Regional Director, WRC.

AND WHEREAS the Committee noting the submissions of the appellant and the documents made available, concluded that the matter deserved to be remanded to the

WRC 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 to the WRC the documents relating to faculty approval and FDRs submitted in appeal with their letter dt. 23.05.2018 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 deserved to be remanded to WRC 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 to the WRC the documents relating to faculty approval and FDRs submitted in appeal with their letter dt. 23.05.2018 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 Naran Lala Institute of Teacher Education, Navsari, Eru Char Rasta, Navsari, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Chairman, Naran Lala Institute of Teacher Education, Navsari, Eru Char Rasta, Navsari – 396450, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-762/E-54767/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar dated 09/12/2017 is against the Order No. ERC/240.8.27/ID No.10151/B.Ed. & D.El.Ed./2016/53450 dated 30/05/2017 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "a. Show Cause Notice was issued on 28.02.2017 & 05.04.2017 on the following grounds: (i) Building Plan is not approved by Govt. Engineer / Authority. (ii) NOC for the applied B.Ed. course issued from concerned affiliating body is not submitted. (iii) Mutation certificate issued from Land Registering Authority is not submitted. (iv) Fire safety certificate issued from competent Govt. Authority is not submitted. (v) Submitted building completion certificate is not in the prescribed format. b. In response, the institution vide letter dated 20.03.2017 stating that the NOC applied for B.Ed. course from concerned affiliating body is in progress. The Committee considered the representation and observed that the institution is still deficient on the ground of non-submission of NOC for B.Ed. course issued from concerned affiliating body. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646040 of the institution regarding recognition of B.Ed. and D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar was asked to present the case of the appellant institution on 05/02/2018 but nobody appeared. In the appeal it is submitted that "Delay was due to the internal process of concerned affiliating

body i.e. university. And after so many observations affiliating body decided that N.O.C. for applied B.Ed. course can be given to the institution named as Sabhapati Mishra Institute of Education."

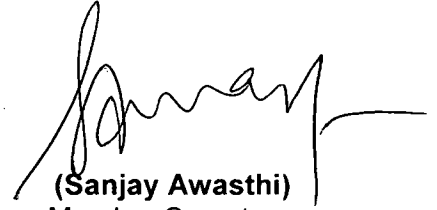
AND WHEREAS as per extant appeal rules, three opportunities can be provided to an appellant to appear before Appeal Committee for making personal presentation of the case. Appeal Committee decided to grant another (Second) opportunity to the appellant to appear before the Committee for making personal presentation of its case.

AND WHEREAS Sh. Chandan Kumar Mishra, President, Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar presented the case of the appellant institution on 25.05.2018 i.e. the second opportunity granted to them. The appellant, with their letter dt. 23.05.2018 forwarded a copy of the No Objection Certificate for B.Ed. course granted by Veer Kunwar Singh University, Ara, Bihar on 23.05.2018.

AND WHEREAS the Committee noted that according to the provisions of Clause 5 (3) of the NCTE Regulations, 2014, a No Objection Certificate issued by the concerned affiliating body shall be submitted alongwith the online application. While the appellant applied for grant of recognition for B.Ed. course online on 31.05.2016, the NOC has been issued only on 23.05.2018. In these circumstances, the Committee concluded that the ERC was justified in refusing recognition and therefore the appeal deserved to be rejected and the order of the ERC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The President, Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon – 802136, Bihar.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

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F.No.89-763/E-54767/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar dated 09/12/2017 is against the Order No. ERC/240.8.27/ID No.10151/B.Ed. & D.El.Ed./2016/53450 dated 30/05/2017 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "a. Show Cause Notice was issued on 28.02.2017 & 05.04.2017 on the following grounds: (i) Building Plan is not approved by Govt. Engineer / Authority. (ii) NOC for the applied B.Ed. course issued from concerned affiliating body is not submitted. (iii) Mutation certificate issued from Land Registering Authority is not submitted. (iv) Fire safety certificate issued from competent Govt. Authority is not submitted. (v) Submitted building completion certificate is not in the prescribed format. b. In response, the institution vide letter dated 20.03.2017 stating that the NOC applied for B.Ed. course from concerned affiliating body is in progress. The Committee considered the representation and observed that the institution is still deficient on the ground of non-submission of NOC for B.Ed. course issued from concerned affiliating body. In view the above, the Committee decided as under: The Committee is of the opinion that application bearing Code No. ERCAPP201646040 of the institution regarding recognition of B.Ed. and D.El.Ed. Programme is refused under section 14(3)(b) of NCTE Act 1993."

AND WHEREAS Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar was asked to present the case of the appellant institution on 05/02/2018 but nobody appeared. In the appeal memoranda is "Delay was due to the internal process of concerned affiliating body i.e. university. And

after so many observations affiliating body decided that N.O.C. for applied B.Ed. course can be given to the institution named as Sabhapati Mishra Institute of Education.”

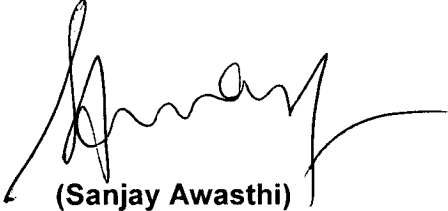
AND WHEREAS as per extant appeal rules, three opportunities can be provided to an appellant to appear before Appeal Committee for making personal presentation of the case. Appeal Committee decided to grant another (Second) opportunity to the appellant to appear before the Committee for making personal presentation of its case.

AND WHEREAS Sh. Chandan Kumar Mishra, President, Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar Presented the case of the appellant institution on 25/05/2018 i.e. the second opportunity granted to them. The appellant, with their letter dt. 23.05.2018 forwarded a copy of the No Objection Certificate for B.Ed. course granted by Veer Kunwar Singh University, Ara, Bihar on 23.05.2018.

AND WHEREAS the Committee noted that the ERC considered the applications of the appellant for grant of recognition for B.Ed. and D.El.Ed. courses together and issued a refusal order covering both the courses on the ground of non-submission of NOC for the B.Ed. course. The Committee noted from the file that the appellant submitted a NOC dt. 28/05/2016 for D.El.Ed. course issued by Bihar School Examination Board. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to issue an independent appropriate order in respect of the D.El.Ed. course.

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 ERC with a direction to issue an independent appropriate order in respect of the D.El.Ed. course.

NOW THEREFORE, the Council hereby remands back the case of Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon, Bihar to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The President, Sabhapati Mishra Institute of Education, Mohammadpur, Naya Bhojpur, Maharaja Path, Dumraon – 802136, 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.



F.No.89-768/E-56081/2017 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of GVMs Dr. Dada Vaidya College of Education, Bandora, Farmagudi, Ponda, Goa dated 21/12/2017 is against the Order No. WRCAPP2596/M.Ed./282nd/GOA/2017/192598 dated 08/11/2017 of the Western Regional Committee, refusing recognition for conducting M.Ed. course on the grounds that "Show Cause Notice was issued to the institution on 16.05.2017. The institution replied on 15.06.2017. The request of the institution for an annual intake of only 20 students for the M.Ed. programme with staff on pro-rata basis was also referred to NCTE Hqrs. which has refused to accept the request for reducing the intake from 50 to 20 with proportionate staff. Numerous opportunities were provided to the institution to submit the prescribed list of staff approved by the University. Since the institution has not been able to submit the faculty list as required under Appendix-V of the NCTE Regulations, 2014. Recognition is refused."

AND WHEREAS Dr. Allan J Abreo, Principal, GVMs Dr. Dada Vaidya College of Education, Bandora, Farmagudi, Ponda, Goa presented the case of the appellant institution on 05/02/2018. In the appeal and during personal presentation it was submitted that "the Respondent failed to appreciate that the Appellant vide its letter No.GVMCOE/M.Ed./2017-18/21 dated 13/4/2017 (ANNEXURE 'H') had in fact submitted a letter from Registrar, Goa University approving the list of appointed teaching faculty vide letter No..GU/ Acad.col / GVMSOE / 2017 / 140 dated 12/4/2017 (ANNEXURE 'G') which were sent by Speed Post through Department of Post & Telegraphs, Government of India to the Respondent. Further, the letters were sent along with all necessary documents as required by Respondent and were duly received by the Respondent on 18/4/2017 at 1622 hrs in the Office of the Regional Director (as per Track Consignment records) (ANNEXURE 'I') , which said list was once again sent along with

reply dated 09/06/2017. That from a bare reading of the letter/order dated 08.11.2017, it is manifestly clear that neither letter from Registrar, Goa University approving the list of appointed teaching faculty vide letter No.GU/Acad.col/GVMSCOE/2017/140 dated 12/4/2017 (ANNEXURE 'G') nor the said list which was sent once again along with reply dated 09/06/2017 were at all considered by the Respondent before issuance of the letter/Order dated 08.11.2017 refusing to grant Recognition. The aforesaid documents i.e. letter from Registrar, Goa University approving the list of appointed teaching faculty vide letter No.GU/Acad.col./ GVMSCOE /2017/140 dated 12/4/2017 clearly shows that the Appellant had in fact sent the list as required and hence the alleged ground stated in the said letter/order dated 08.11.2017 that the Appellant had failed to send the said list did not exist at all."

AND WHEREAS the appellant during the course of appeal hearing on 05.02.2018 requested for grant of another opportunity to submit a complete list of faculty as per requirement of the Norms & Standards. Appeal Committee decided to grant the appellant another (second) opportunity.

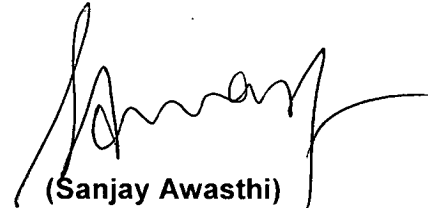
AND WHEREAS Dr. Allan Joseph Abreo, Principal, GVMs Dr. Dada Vaidya College of Education, Bandora, Farmagudi, Ponda, Goa appeared before the Committee on 26/05/2018 and presented a list containing the names of 2 Professors, 2 Associate Professors and 6 Assistant Professors. The list and biodata of faculty is duly approved by Registrar, Goa University. Committee is given to understand that Dr. Allan Abreo who is representating the appellant institution will continue as Principal for the existing B.Ed. course and proposed M.Ed. programme.

AND WHEREAS Appeal Committee decided to remand back the case to W.R.C. for considering the list of faculty approved by Goa University and take a decision accordingly. Appellant institution is required to submit list of faculty and approval letter of affiliating body 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. for considering the list of faculty approved by Goa University and take a decision accordingly. Appellant institution is required to submit list of faculty and approval letter of affiliating body to W.R.C. within 15 days of the issue of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of GVMs Dr. Dada Vaidya College of Education, Bandora, Farmagudi, Ponda, Goa to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, GVMs Dr. Dada Vaidya College of Education, Bandora, Farmagudi, Ponda – 403401, Goa.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Goa, Panaji.**



F.No.89-123/E-64858/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Geeta Shikshan Prasarak Mandal, Geeta Shikshan Mahavidyalaya, Jaytala Road, Nagpur, Maharashtra dated 16/02/2018 is against the Order No. WRC/OAPW02746/123335/285th/2017/9866 dated 28/12/2017 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 23.12.2016. The institution has not replied so far. Therefore, Recognition is withdrawn from the academic session 2018-2019. FDRs, if any be returned."

AND WHEREAS Sh. Vijay Kaushal, Chairman and Sh. Vikas Vimal, Lecturer, Geeta Shikshan Prasarak Mandal, Geeta Shikshan Mahavidyalaya, Jaytala Road, Nagpur, Maharashtra presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "Appellant has available with it all the relevant documents as well as staff and facilities for running B. Ed. Course which was duly verified at time of initial grant of recognition. Thus, the order dated 28.12.2017 is liable to be quashed and set aside. Because no show cause notice was served upon appellant and thus it could not know the contents and file any response. Rejection order dated 28.12.2017 totally mechanical, unwarranted and unjust. Appellant has made all the necessary documentary compliance and it also satisfies the norms and standards in respect of availability of infrastructure and facilities as required under NCTE Act, 1993 and Regulations, 2014. Appellant had inadvertently mentioned intake as 2 Units in affidavit dated 6.01 .2015 but after knowing the error it had sent a letter to WRC on 11.02 .2016 voluntarily that due to bona fide mistake it was mentioned in affidavit that intake is 100 students whereas its intake was limited to 50 students. Further, in view of letter dated 11.02.2016, it is evident that appellant had all needful documents and facilities/ staff for running course

with one unit of 50 students. The WRC conveniently ignored this aspect of the matter making the impugned order dated 28.12.2017 arbitrary, unreasonable, unjust, contrary to record and unfair. Because even at this stage appellant is ready to submit any further document/ proof for satisfaction of appellate body or WRC. Appellant has made full compliance of the NCTE Regulations, 2014. The students will also be deprived of quality education. Appellant craves indulgence of appellate body to prefer and rely upon relevant documents and pronouncements at the time of arguments of present appeal. It is humbly prayed and requested that that instant appeal be considered and allowed and the order dated 28.12.2017 passed by respondent be quashed and set aside."

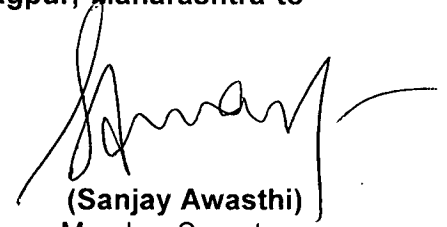
AND WHEREAS Appeal Committee noted that a revised recognition order under the NCTE Regulations, 2014 was issued on 31.05.2015 permitting the institution to have two basic units of 50 students each subject to fulfilment of certain conditions. The regulatory file contains a letter dated 01/12/2016 addressed to W.R.C. by the appellant institution and by this letter the institution had requested W.R.C. to grant recognition for only one unit (50 intake). It is observed that W.R.C. had not taken any cognizance of this request made by applicant institution.

AND WHEREAS Committee further noted that Show Cause Notice (SCN) dated 23/12/2016 was issued to applicant institution seeking (i) staff profile duly approved by affiliating university and (ii) originally notarised CLU/NEC/Building Plan and Building Completion Certificate. Appellant in its appeal memoranda as well as in oral submission made before the Committee on 26.05.2018 denied having received the S.C.N. dated 23.12.2016. Appellant had come to know about the requirements only when it received the impugned withdrawal order dated 28.12.2017. Appellant submitted before the Committee evidence of having obtained the requisite documents from Competent Authority. Committee, therefore, decided to remand back the case to W.R.C. to consider the list of faculty (for intake of one unit), CLU, NEC, Building Completion Certificate, F.D.Rs for taking an appropriate decision as per NCTE

Regulations, 2014. Appellant institution is required to submit all relevant records as per requirements of S.C.N. to W.R.C. within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C. to consider the list of faculty (for intake of one unit), CLU, NEC, Building Completion Certificate, F.D.Rs for taking an appropriate decision. Appellant institution is required to submit all relevant records as per requirements of S.C.N. to W.R.C. within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Geeta Shikshan Prasarak Mandal, Geeta Shikshan Mahavidyalaya, Jaytala Road, Nagpur, Maharashtra to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Geeta Shikshan Prasarak Mandal, Plot No. 01, Geeta Shikshan Mahavidyalaya, Dubey lay out, Jaytala Road, Nagpur – 440036, Maharashtra.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-124/E-64868/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of D.L.S. Post Graduate College, Khamtarai, Ashok Nagar, Sarkanda, Bilaspur, Chhattisgarh dated 08/02/2018 is against the Order No. WRC/APW04627/723113/C.G./283rd/2017/192928 dated 20/11/2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "WRC noted the information received from the University. The University as informed that the D.L.S. Post Graduate College, Run by Parth Shikshan Samiti, Sarkanda, District – Bilaspur, Chhattisgarh has still not appointed Principal till date. Hence, Recognition of the college is withdrawn from the academic session 2018-19."

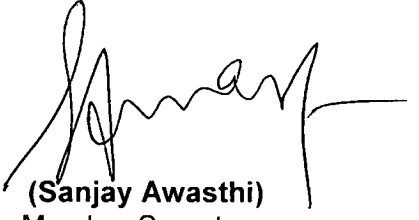
AND WHEREAS Sh. Ramesh Kumar Lal, Co-ordinator and Dr. Arvind Kumar Yadav, H.O.D., D.L.S. Post Graduate College, Khamtarai, Ashok Nagar, Sarkanda, Bilaspur, Chhattisgarh presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the impugned order dated 28.12.2017 was passed in total ignorance of the fact that DLS Post Graduate College is a multidisciplinary college wherein Education is a department. The Education department is run by well qualified staffs including Head of the Education Department by Dr. Arvind Kumar Yadav Ph.D. in Education. Moreover the college has published advertisements twice 1. 1, 2, July 2017 and 2. 21 December 2017. We requested the affiliating university on 18 July 2017 and 29 December 2017 respectively to constitute the selection committee and conduct the interview. The affiliating University has not yet constituted the selection committee. Therefore the appointment of Principal for the overall multidisciplinary college is not completed. There is no fault

on the side of the college and that the affiliating university has to constitute the selection committee and conduct the interview to appoint the Principal.”

AND WHEREAS Appeal Committee noted that appellant is a multi disciplinary institution conducting graduate and post graduate courses in different arts and Science stream. For its B.Ed. programme, the institution is supposed to have Head of Department. Dr. A.K. Yadav represented the appellant institution in the appeal hearing on 26.05.2018 and stated that he is working as Head of Department. In the list of faculty approved by Bilaspur University on 30/10/2015 the name of Sh. Arvind Yadav has been mentioned and his designation is shown as Assistant Professor. Committee was apprised that Dr. Arvind Kr. Yadav has obtained the Ph.D degree in Jaunary, 2018 which makes him eligible for being appointed as H.O.D. Committee after considering the submission made by appellant is of the view that the appointment of H.O.D., needs to be approved by the affiliating university. As on date of appeal hearing the appellant college neither has a Principal nor H.O.D. approved by the affiliating university. Keeping in view that appellant institution is conducting B.Ed. programme since academic year 2007-2008, Committee concluded to grant appellant an opportunity to submit to W.R.C. within 30 days the name and particulars of Head of Department approved by affiliating university. On submission of required documents by the appellant to W.R.C. within a month, W.R.C. should revisit the matter for taking an appropriate decision.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to grant appellant an opportunity to submit within 30 days to W.R.C. the name and particular of or Head of Department approved by affiliating university. On submission of required documents by the appellant to W.R.C. within a month, W.R.C. should revisit the matter for taking an appropriate decision.

NOW THEREFORE, the Council hereby remands back the case of D.L.S. Post Graduate College, Khamtarai, Ashok Nagar, Sarkanda, Bilaspur, Chhattisgarh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, D.L.S. Post Graduate College, Khamtarai, Ashok Nagar, Sarkanda, Bilaspur – 495006, Chhattisgarh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.



F.No.89-125/E-64979/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Dadi Rajmati Devi Mahila Mahavidyalaya, Patakhauri, Captainganj, Hata, U.P. dated 15/02/2018 is against the Order No. NRC/NCTE/NRCAPP-7804/254th Meeting/153608-12 dated 15/12/2017 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "as per letter dt. 22.04.2016 received from DDU Gorakhpur, HOD and Lecturers were not approved by the Gorakhpur University and the institution had submitted a fake list of approved faculty for obtaining recognition of B.Ed. course."

AND WHEREAS Sh. Ashraf Ali, Clerk, Dadi Rajmati Devi Mahila Mahavidyalaya, Patakhauri, Captainganj, Hata, U.P. presented the case of the appellant institution on 26/05/2018. During the course of presentation, the representative of the institution submitted a letter dated 26.05.2018 purported to have been signed by Ms. Anita Singh, Manager of the appellant institution. It is stated in the above letter that Deen Dayal Upadhyay Gorakhpur University has not yet approved faculty and the manager is ignorant about the formal recognition granted which has been fraudulently obtained by some one else."

AND WHEREAS Committee noted that Letter of Intent (L.O.I.) under Clause 7 (13) was issued to institution on 17/01/2015 seeking compliance within a period of two months. Committee, found that recognition order dated 29/05/2015 was issued without any compliance, which included the list of faculty, having ever been submitted by the appellant. The affiliating university i.e. D.D.U. Gorakhpur University by its letter dated 25/05/2016 addressed to Dadi Rajmati Devi Mahila Mahavidyalaya and copy endorsed to N.R.C. sought clarification from the appellant institution as to how recognition under Clause 7(16) was obtained without getting the faculty approved by

the university. N.R.C. taking note of this letter of affiliating university issued a Show Cause Notice (SCN) dated 20/05/2016 alleging that a fake list of faculty was submitted by the appellant to N.R.C. for obtaining recognition. As the appellant did not give any reply to S.C.N., recognition was finally withdrawn by N.R.C. by issue of a withdrawal order dated 15/12/2017.

AND WHEREAS Appeal Committee noted the submission made by appellant with regard to non receipt of:-

- (i) Recognition order dated 29/05/2015.
- (ii) Show Cause Notice dated 20/05/2016 and non submission of any faculty list in response to the Letter of Intent dated 17/01/2015.

AND WHEREAS Committee noted the request made by appellant that now it should be given an opportunity to get faculty approved by affiliating university. Since the appellant has failed to submit compliance in response to the L.O.I. dated 17/01/2015 the N.R.C. should have appropriately refused recognition after giving the appellant institution an opportunity to submit written representation N.R.C. before issuing S.C.N. dated 20/05/2016 has failed to verify whether the appellant institution has ever submitted a list of faculty which Regional Committee alleges to be forged. Appeal Committee observed that this is a case of grave negligence on part of N.R.C. for the following reasons:

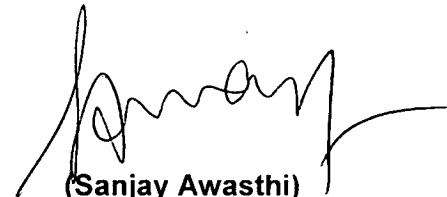
- (i) Recognition (7/16) was granted without getting any reply to the L.O.I. (7/13).
- (ii) Without the applicant's submitting list of faculty approved by affiliating university, recognition was first granted and then withdrawn on a baseless allegation that applicant has submitted a fake list.
- (iii) There has been undue delay in issuing the withdrawal order dated 15/12/2017. N.R.C. in its 254th Meeting held from 28th to 30th June, 2016 had decided to withdraw recognition and impugned order was issued almost 18 months thereafter.

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AND WHEREAS Appeal Committee decided to remand back the case to N.R.C. for issuing a Show Cause Notice to the appellant for not submitting reply to the LOI.

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 issuing a Show Cause Notice to the appellant for not submitting reply to LOI.

NOW THEREFORE, the Council hereby remands back the case of Dadi Rajmati Devi Mahila Mahavidyalaya, Patakhauri, Captainganj, Hata, U.P. to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Manager, Dadi Rajmati Devi Mahila Mahavidyalaya, Patakhauri, PO – Captainganj, Hata – 274301, 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. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-128/E-64972/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 17/7/18

ORDER

WHEREAS the appeal of Sardar Patel B.Ed. College, Varjdham Haveli, Satellite, Ahmedabad, Gujarat dated 13/02/2018 is against the Order No. WRC/APW006410/323544(Addl.)/Guj./286th/2017/194103 dated 22/01/2018 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 02.11.2017 as to why recognition should not be withdrawn on account of submission of the staff profile. WRC also considered the reply of the institution dated 23.10.2017. Since the WRC had doubts about the authenticity of the approving authority's signature, the staff profile was sent to the Gujarat University for verification. The University vide letter No. 57489 dated 28.09.2017 has submitted the report of the scrutiny committee dated 12.09.2017. The Committee came to the conclusion that the staff profile of the college was not approved by the University office. Hence, Recognition be withdrawn from the academic session 2018-2019."

AND WHEREAS Sh. R.V. Prajapati, Managing Trustee, Sardar Patel B.Ed. College, Varjdham Haveli, Satellite, Ahmedabad, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the staff profile was duly approved by Gujarat University from time to time. Gujarat University vide their letter no. Academic/28969/2018 dated 09/02/2018 has clarified that staff profile of college was approved by the university from time to time for the session 2015-16, 2016-17 and 2017-18."

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2018 is on the ground that on being referred by the W.R.C. for verification of the staff list, the university of Gujarat by its letters dated 20/07/2017 and 12/09/2017 had stated that staff profile for the academic year 2015-16 were not certified by the university. The affiliating university reiterated its stand after a Committee constituted for the purpose scrutinised relevant records and submitted its report.

AND WHEREAS as per NCTE Regulations, teacher training institutions are required to appoint such faculty which is qualified as per Norms and Standards for the programme and are selected by a properly constituted selection committee with university nominees on the selection panel, and whose appointment is duly verified by the Competent Authority in the university. Three important check points of the procedure are therefore:-

- (i) Constitution of Selection Committee with formal approval of nominees of the university.
- (ii) Selection Committee Meeting & recommendations thereof.
- (iii) Reference made by institution to the university seeking approval and University's recommendation thereon.

The exercise is required to be repeated as and when additional faculty is required or any faculty is replaced. After NCTE Regulations, 2014 came into force, a revised recognition order was issued. The change in regulations resulted in enhancement of duration of the B.Ed. programme which required additional faculty to be appointed.

AND WHEREAS Committee do not find any reason to ignore the findings of W.R.C. which were supported by the affiliating university's letter dated 20/07/2017 and 12/09/2017. Committee further noted that in the list of faculty submitted by appellant now there are some common names which also figured in the faculty list (2015-16) submitted by the appellant institution earlier. There are many additionalities also. During the course of appeal presentation, appellant submitted a copy of letter dated 9.2.2018 addressed to Member Secretary, NCTE by Gujarat University. Committee could not relate the submission of copy of a letter dated 09/02/2018 addressed by Gujarat

University to Member Secretary, NCTE, New Delhi which is issued suo moto. If the university wanted to make amendments on its earlier stand intimated vide letters dated 20/07/2017 and 12/09/2017, the letter should have been addressed to Regional Director, W.R.C., Bhopal. From appellant's submitting copy of letter addressed by university to NCTE, it seems that appellant has obtained this letter by using influence.

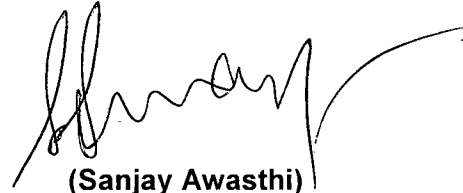
AND WHEREAS circumstances leading to the case suggest a probe into the conduct of appellant institution. Committee therefore, decided to remand back the case to W.R.C. for revisiting the matter by asking the appellant institution to submit copy of:-

- (i) Letter written to affiliating body to nominate experts on selection panel.
- (ii) Selection Committee minutes.
- (iii) Letter seeking approval of affiliating body for appointment of Principal and faculty.
- (iv) Letter of University conveying approval with list of candidates signed by Competent authority.

AND WHEREAS Committee decided to remand back the case to W.R.C. Subject to the satisfactory compliance, which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is 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 concluded to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is issued by W.R.C.

NOW THEREFORE, the Council hereby remands back the case of Sardar Patel B.Ed. College, Varjdham Haveli, Satellite, Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Chairman, Sardar Patel B.Ed. College, Opp. Seema Hall, 100 ft. Road, Varjdham Haveli, Satellite, Ahmedabad – 380015, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



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F.No.89-129/E-64969/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 12/7/18

ORDER

WHEREAS the appeal of Vidhyanagar Womens B.Ed. College, Surjeet Society, Bapunagar, Ahmedabad, Gujarat dated 13/02/2018 is against the Order No. WRC/APW00211/323085/Guj./286th/2017/194111 dated 22/01/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "the case file was seen. Show Cause Notice was issued to the institution on 02.11.2017 as to why recognition should not be withdrawn on account of submission of the staff profile. WRC also considered the reply of the institution dated 06.11.2017. Since the WRC had doubts about the authenticity of the approving authority's signature, the staff profile was sent to the Gujarat University for verification. The University vide letter No.57489 dated 28.09.2017 has submitted the report of the scrutiny committee dated 12.09.2017. The Committee came to the conclusion that the staff profile of the college was not approved by the University office. Hence, Recognition be withdrawn from the academic session 2018-2019."

AND WHEREAS Sh. R.V. Prajapati, Managing Trustee, Vidhyanagar Womens B.Ed. College, Surjeet Society, Bapunagar, Ahmedabad, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the staff profile was duly approved by Gujarat University from time to time. Gujarat University vide their letter no. Academic/28969/2018 dated 09/02/2018 has clarified that staff profile of college was approved by the university from time to time for the session 2015-16, 2016-17 and 2017-18."

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2018 is on the ground that on being referred by the W.R.C. for verification of the staff list, the university of Gujarat by its letters dated 20/07/2017 and 12/09/2017 had stated that staff profile for the academic year 2015-16 were not certified by the university. The affiliating university reiterated its stand after a Committee constituted for the purpose scrutinised relevant records and submitted its report.

AND WHEREAS as per NCTE Regulations, teacher training institutions are required to appoint such faculty which is qualified as per Norms and Standards for the programme and are selected by a properly constituted selection committee with university nominees on the selection panel, and whose appointment is duly verified by the Competent Authority in the university. Three important check points of the procedure are therefore:-

- (i) Constitution of Selection Committee with formal approval of nominees of the university.
- (ii) Selection Committee Meeting & recommendations thereof.
- (iii) Reference made by institution to the university seeking approval and University's recommendation thereon.

The exercise is required to be repeated as and when additional faculty is required or any faculty is replaced. After NCTE Regulations, 2014 came into force, a revised recognition order was issued. The change in regulations resulted in enhancement of duration of the B.Ed. programme which required additional faculty to be appointed.

AND WHEREAS Committee do not find any reason to ignore the findings of W.R.C. which were supported by the affiliating university's letter dated 20/07/2017 and 12/09/2017. Committee further noted that in the list of faculty submitted by appellant now there are some common names which also figured in the faculty list (2015-16) submitted by the appellant institution earlier. There are many additionalities also. During the course of appeal presentation, appellant submitted a copy of letter dated 9.2.2018 addressed to Member Secretary, NCTE by Gujarat University. Committee could not relate the submission of copy of a letter dated 09/02/2018 addressed by Gujarat

University to Member Secretary, NCTE, New Delhi which is issued suo moto. If the university wanted to make amendments on its earlier stand intimated vide letters dated 20/07/2017 and 12/09/2017, the letter should have been addressed to Regional Director, W.R.C., Bhopal. From appellant's submitting copy of letter addressed by university to NCTE, it seems that appellant has obtained this letter by using influence.

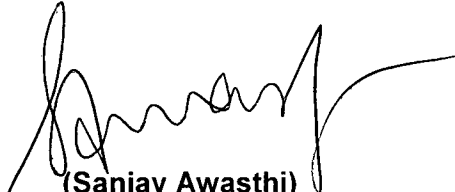
AND WHEREAS circumstances leading to the case suggest a probe into the conduct of appellant institution. Committee therefore, decided to remand back the case to W.R.C. for revisiting the matter by asking the appellant institution to submit copy of:-

- (i) Letter written to affiliating body to nominate experts on selection panel.
- (ii) Selection Committee minutes.
- (iii) Letter seeking approval of affiliating body for appointment of Principal and faculty.
- (iv) Letter of University conveying approval with list of candidates signed by Competent authority.

AND WHEREAS Committee decided to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is 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 concluded to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is issued by W.R.C.

NOW THEREFORE, the Council hereby remands back the case of Vidhyanagar Womens B.Ed. College, Surjeet Society, Bapunagar, Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Vidhyanagar Womens B.Ed. College, Surjeet Society, Bapunagar, Ahmedabad – 382350, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-130/E-64968/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Siddhi B.Ed. College, Yogeshwar Nagar Society, Dharidhar Road, Vasna, Gujarat dated 13/02/2018 is against the Order No. WRC/APW05881/323463/Guj./286th/2017/194081 dated 22/01/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "the case file was seen. Show Cause Notice was issued to the institution on 02.11.2017 as to why recognition should not be withdrawn on account of submission of the staff profile. WRC also considered the reply of the institution dated 10.11.2017, Since the WRC had doubts about the authenticity of the approving authority's signature, the staff profile was sent to the Gujarat University for verification. The University vide letter No.57489 dated 28.09.2017 has submitted the report of the scrutiny committee dated 12.09.2017. The Committee came to the conclusion that the staff profile of the college was not approved by the University office. Hence, Recognition be withdrawn from the academic session 2018-2019."

AND WHEREAS Sh. R.V. Prajapati, Managing Trustee, Siddhi B.Ed. College, Yogeshwar Nagar Society, Dharidhar Road, Vasna, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the staff profile was duly approved by Gujarat University from time to time. Gujarat University vide their letter no. Academic/28969/2018 dated 09/02/2018 has clarified that staff profile of college was approved by the university from time to time for the session 2015-16, 2016-17 and 2017-18."

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2018 is on the ground that on being referred by the W.R.C. for verification of the staff list, the university of Gujarat by its letters dated 20/07/2017 and 12/09/2017 had stated that staff profile for the academic year 2015-16 were not certified by the university. The affiliating university reiterated its stand after a Committee constituted for the purpose scrutinised relevant records and submitted its report.

AND WHEREAS as per NCTE Regulations, teacher training institutions are required to appoint such faculty which is qualified as per Norms and Standards for the programme and are selected by a properly constituted selection committee with university nominees on the selection panel, and whose appointment is duly verified by the Competent Authority in the university. Three important check points of the procedure are therefore:-

- (i) Constitution of Selection Committee with formal approval of nominees of the university.
- (ii) Selection Committee Meeting & recommendations thereof.
- (iii) Reference made by institution to the university seeking approval and University's recommendation thereon.

The exercise is required to be repeated as and when additional faculty is required or any faculty is replaced. After NCTE Regulations, 2014 came into force, a revised recognition order was issued. The change in regulations resulted in enhancement of duration of the B.Ed. programme which required additional faculty to be appointed.

AND WHEREAS Committee do not find any reason to ignore the findings of W.R.C. which were supported by the affiliating university's letter dated 20/07/2017 and 12/09/2017. Committee further noted that in the list of faculty submitted by appellant now there are some common names which also figured in the faculty list (2015-16) submitted by the appellant institution earlier. There are many additionalities also. During the course of appeal presentation, appellant submitted a copy of letter dated 9.2.2018 addressed to Member Secretary, NCTE by Gujarat University. Committee could not relate the submission of copy of a letter dated 09/02/2018 addressed by Gujarat

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University to Member Secretary, NCTE, New Delhi which is issued suo moto. If the university wanted to make amendments on its earlier stand intimated vide letters dated 20/07/2017 and 12/09/2017, the letter should have been addressed to Regional Director, W.R.C., Bhopal. From appellant's submitting copy of letter addressed by university to NCTE, it seems that appellant has obtained this letter by using influence.

AND WHEREAS circumstances leading to the case suggest a probe into the conduct of appellant institution. Committee therefore, decided to remand back the case to W.R.C. for revisiting the matter by asking the appellant institution to submit copy of:-

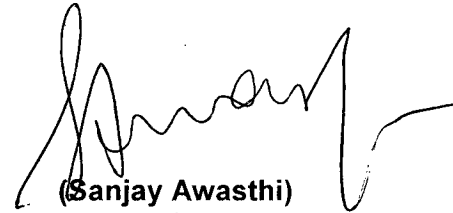
- (i) Letter written to affiliating body to nominate experts on selection panel.
- (ii) Selection Committee minutes.
- (iii) Letter seeking approval of affiliating body for appointment of Principal and faculty.
- (iv) Letter of University conveying approval with list of candidates signed by Competent authority.

AND WHEREAS Committee decided to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is 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 concluded to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is issued by W.R.C.

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NOW THEREFORE, the Council hereby remands back the case of Siddhi B.Ed. College, Yogeshwar Nagar Society, Dharidhar Road, Vasna, Gujarat to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Chairman, Siddhi B.Ed. College, Yogeshwar Nagar Society, Dharidhar Road, Vasna – 382460, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



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F.No.89-131/E-64971/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Sardar Patel M.Ed. College, Opp. Seema Hall, Ahmedabad, Gujarat dated 14/02/2018 is against the Order No. WRC/APW06339/325096/Guj./286th/2017/194119 dated 22/01/2018 of the Western Regional Committee, withdrawing recognition for conducting M.Ed. Course on the grounds that "the case file was seen. Show Cause Notice was issued to the institution on 05.06.2017 as to why recognition should not be withdrawn on account of submission of the staff profile. WRC also considered the reply of the institution dated 01.01.2018. Since the WRC had doubts about the authenticity of the approving authority's signature, the staff profile was sent to the Gujarat University for verification. The University vide letter No.25134 dated 20.12.2017 has submitted the report of the scrutiny committee dated 12.09.2017. The Committee came to the conclusion that the staff profile of the college was not approved by the University office. Hence, Recognition be withdrawn from the academic session 2018-2019."

AND WHEREAS Sh. R.V. Prajapati, Managing Trustee, Sardar Patel M.Ed. College, Opp. Seema Hall, Ahmedabad, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the staff profile was duly approved by Gujarat University from time to time. Gujarat University vide their letter no. Academic/28969/2018 dated 09/02/2018 has clarified that staff profile of college was approved by the university from time to time for the session 2015-16, 2016-17 and 2017-18."

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2018 is on the ground that on being referred by the W.R.C. for verification of the staff list, the university of Gujarat by its letters dated 20/07/2017 and 12/09/2017 had stated that staff profile for the academic year 2015-16 were not certified by the university. The affiliating university reiterated its stand after a Committee constituted for the purpose scrutinised relevant records and submitted its report.

AND WHEREAS as per NCTE Regulations, teacher training institutions are required to appoint such faculty which is qualified as per Norms and Standards for the programme and are selected by a properly constituted selection committee with university nominees on the selection panel, and whose appointment is duly verified by the Competent Authority in the university. Three important check points of the procedure are therefore:-

- (i) Constitution of Selection Committee with formal approval of nominees of the university.
- (ii) Selection Committee Meeting & recommendations thereof.
- (iii) Reference made by institution to the university seeking approval and University's recommendation thereon.

The exercise is required to be repeated as and when additional faculty is required or any faculty is replaced. After NCTE Regulations, 2014 came into force, a revised recognition order was issued. The change in regulations resulted in enhancement of duration of the B.Ed. programme which required additional faculty to be appointed.

AND WHEREAS Committee do not find any reason to ignore the findings of W.R.C. which were supported by the affiliating university's letter dated 20/07/2017 and 12/09/2017. Committee further noted that in the list of faculty submitted by appellant now there are some common names which also figured in the faculty list (2015-16) submitted by the appellant institution earlier. There are many additionalities also. During the course of appeal presentation, appellant submitted a copy of letter dated 9.2.2018 addressed to Member Secretary, NCTE by Gujarat University. Committee could not relate the submission of copy of a letter dated 09/02/2018 addressed by Gujarat

University to Member Secretary, NCTE, New Delhi which is issued suo moto. If the university wanted to make amendments on its earlier stand intimated vide letters dated 20/07/2017 and 12/09/2017, the letter should have been addressed to Regional Director, W.R.C., Bhopal. From appellant's submitting copy of letter addressed by university to NCTE, it seems that appellant has obtained this letter by using influence.

AND WHEREAS circumstances leading to the case suggest a probe into the conduct of appellant institution. Committee therefore, decided to remand back the case to W.R.C. for revisiting the matter by asking the appellant institution to submit copy of:-

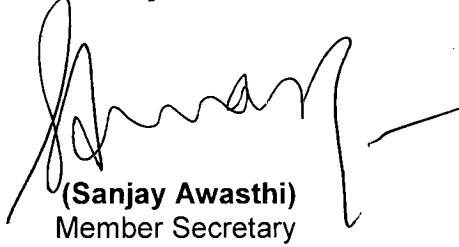
- (i) Letter written to affiliating body to nominate experts on selection panel.
- (ii) Selection Committee minutes.
- (iii) Letter seeking approval of affiliating body for appointment of Principal and faculty.
- (iv) Letter of University conveying approval with list of candidates signed by Competent authority.

AND WHEREAS Committee decided to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is 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 concluded to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is issued by W.R.C.

- 4 -

NOW THEREFORE, the Council hereby remands back the case of Sardar Patel M.Ed. College, Opp. Seema Hall, Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The Chairman, Sardar Patel M.Ed. College, Opp. Seema Hall, 100 ft. Road, Ahmedabad – 380015, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



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F.No.89-132/E-64966/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of Uma Womens B.Ed. College, Varjdham Haveli, Satellite Ahmedabad, Gujarat dated 13/02/2018 is against the Order No. WRC/APW02441/323270/Guj./286th/2017/194129 dated 22/01/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The case file was seen. Show Cause Notice was issued to the institution on 02.11.2017 as to why recognition should not be withdrawn on account of submission of the staff profile. WRC also considered the reply of the institution dated 06.11.2017, Since the WRC had doubts about the authenticity of the approving authority's signature, the staff profile was sent to the Gujarat University for verification. The University vide letter No.57489 dated 28.09.2017 has submitted the report of the scrutiny committee dated 12.09.2017. The Committee came to the conclusion that the staff profile of the college was not approved by the University office. Hence, Recognition be withdrawn from the academic session 2018-2019."

AND WHEREAS Sh. R.V. Prajapati, Managing Trustee, Uma Womens B.Ed. College, Varjdham Haveli, Satellite Ahmedabad, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "the staff profile was duly approved by Gujarat University from time to time. Gujarat University vide their letter no. Academic/28969/2018 dated 09/02/2018 has clarified that staff profile of college was approved by the university from time to time for the session 2015-16, 2016-17 and 2017-18."

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2018 is on the ground that on being referred by the W.R.C. for verification of the staff list, the university of Gujarat by its letters dated 20/07/2017 and 12/09/2017 had stated that staff profile for the academic year 2015-16 were not certified by the university. The affiliating university reiterated its stand after a Committee constituted for the purpose scrutinised relevant records and submitted its report.

AND WHEREAS as per NCTE Regulations, teacher training institutions are required to appoint such faculty which is qualified as per Norms and Standards for the programme and are selected by a properly constituted selection committee with university nominees on the selection panel, and whose appointment is duly verified by the Competent Authority in the university. Three important check points of the procedure are therefore:-

- (i) Constitution of Selection Committee with formal approval of nominees of the university.
- (ii) Selection Committee Meeting & recommendations thereof.
- (iii) Reference made by institution to the university seeking approval and University's recommendation thereon.

The exercise is required to be repeated as and when additional faculty is required or any faculty is replaced. After NCTE Regulations, 2014 came into force, a revised recognition order was issued. The change in regulations resulted in enhancement of duration of the B.Ed. programme which required additional faculty to be appointed.

AND WHEREAS Committee do not find any reason to ignore the findings of W.R.C. which were supported by the affiliating university's letter dated 20/07/2017 and 12/09/2017. Committee further noted that in the list of faculty submitted by appellant now there are some common names which also figured in the faculty list (2015-16) submitted by the appellant institution earlier. There are many additionalities also. During the course of appeal presentation, appellant submitted a copy of letter dated 9.2.2018 addressed to Member Secretary, NCTE by Gujarat University. Committee could not relate the submission of copy of a letter dated 09/02/2018 addressed by Gujarat

University to Member Secretary, NCTE, New Delhi which is issued suo moto. If the university wanted to make amendments on its earlier stand intimated vide letters dated 20/07/2017 and 12/09/2017, the letter should have been addressed to Regional Director, W.R.C., Bhopal. From appellant's submitting copy of letter addressed by university to NCTE, it seems that appellant has obtained this letter by using influence.

AND WHEREAS circumstances leading to the case suggest a probe into the conduct of appellant institution. Committee therefore, decided to remand back the case to W.R.C. for revisiting the matter by asking the appellant institution to submit copy of:-

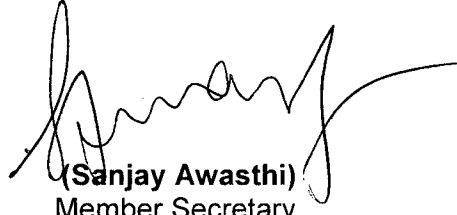
- (i) Letter written to affiliating body to nominate experts on selection panel.
- (ii) Selection Committee minutes.
- (iii) Letter seeking approval of affiliating body for appointment of Principal and faculty.
- (iv) Letter of University conveying approval with list of candidates signed by Competent authority.

AND WHEREAS Committee decided to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is 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 concluded to remand back the case to W.R.C. Subject to the satisfactory compliance which appellant institution is required to submit within 15 days of the issue of appeal orders, the matter should be revisited followed by an appropriate order within 30 days. The present withdrawal order dated 22/01/2018 is kept operative till fresh order is issued by W.R.C.

- 4 -

NOW THEREFORE, the Council hereby remands back the case of Uma Womens B.Ed. College, Varjdham Haveli, Satellite Ahmedabad, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Chairman, Uma Womens B.Ed. College, Varjdham Haveli, 100 ft. Road, Satellite Ahmedabad – 380015, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



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F.No.89-132(A)/E-64964/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Shree Shankar College of Education, Manund Lanva Road, Patan, Gujarat dated 10/02/2018 is against the Order No. 02/01/2018 dated WRC/APWO3963/323387/Guj./285th /2017/10168-75 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 25.09.2017. The institution replied on 07.11.2017. The institution has submitted a staff profile of 1+21 faculty members. However, the appointment of most of the staff is under process. The institution has not maintained any FDRs. Building Completion Certificate in the prescribed format and counter signed by a Govt. Engineer not submitted. Therefore, Recognition is withdrawn from the academic session 2018-19."

AND WHEREAS Sh. Ankur N. Patel, Director and Sh. Atul B. Chauhan, Lecturer, Shree Shankar College of Education, Manund Lanva Road, Patan, Gujarat presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "We Submit List of teaching Staff 16 faculty members Duly Approved by Affiliating University body. As per NCTE Regulations. 2014. We Submit Original FDRs. 7 Lakhs and 5 Lakhs. As per NCTE Regulations. 2014. We Submit Building completion certificate in the prescribed format and counter signed by Govt. Engineer. As per NCTE Regulations. 2014."

AND WHEREAS Committee noted that impugned withdrawal order dated 02/01/2018 was issued on the following grounds:-

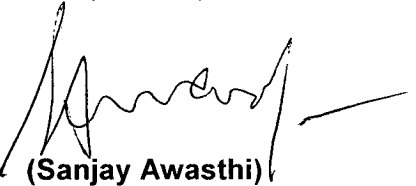
- (i) Appointment of most of the staff is under process.
- (ii) Non submission of FDRs and Building Completion Certificate.

AND WHEREAS Committee noted that appellant institution in its reply dated 07/11/2017 to the S.C.N. had submitted the list of faculty which contained names of faculty approved/conditionally approved and not approved. Copies of certificate from bank (Bank of India) in support of FDRs having been issued were also submitted. B.C.C. submitted was found to be not issued by Competent Authority.

AND WHEREAS Committee noted that appellant was able to submit a fresh list of faculty issued by Registrar, Hemchandraya North Gujarat University with supporting documents i.e. letters issued by the affiliating body. Appellant explained that approval of University for conditional appointment of some of the faculty members is for the reasons that these faculty will be required to qualify NET/SLAT exam as per State Government norms in due course of time. Appellant also submitted copy of B.C.C. countersigned by Government Engineer and F.D.Rs of Rs. 7 lakh and 5 lakh prepared in 2015 and valid upto 2020. Committee considering the submission made by appellant decided to remand back the case to W.R.C. for revisiting the matter. Appellant is required to submit to W.R.C. within 15 days of the issue of appeal order (i) copy of list of faculty along with all supporting letters issued by the affiliating university, (ii) copy of FDRs and (iii) copy of B.C.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 remand back the case to W.R.C. for revisiting the matter. Appellant is required to submit to W.R.C. within 15 days of the issue of appeal order (i) copy of list of faculty along with all supporting letters issued by the affiliating university, (ii) copy of FDRs and (iii) copy of B.C.C.

NOW THEREFORE, the Council hereby remands back the case of Shree Shankar College of Education, Manund Lanva Road, Patan, Gujarat to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The President, Shree Shankar College of Education, Manund Manund Lanva Road, Patan – 384260, Gujarat.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-133/E-64877/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Balaji B.Ed. College, Barmer, Sanpa, Sindhari, Rajasthan dated 25/10/2017 is against the Order No. NCTE/NRC/NRCAPP201616011/B.Ed./RJ-2017-18/LSG dated 25/09/2017 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "reply of SCN dt. 20.04.2017 not submitted by the institution. 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. Ashok Kumar, Director, Balaji B.Ed. College, Barmer, Sanpa, Sindhari, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "we have not received show cause notice on time so we could not reply to the second show cause notice"

AND WHEREAS Appeal Committee noted that first Show Cause Notice (SCN) dated 02/03/2017 was issued to appellant institution seeking:-

- (i) Evidence to prove that it is a composite institution.
- (ii) Affidavit
- (iii) Certified copy of land document.
- (iv) Approved Building plan.
- (v) Land Use Certificate

Committee further noted that appellant institution submitted reply dated 01/04/2017 and submitted certified copy of land document, affidavit etc. Document such as Non Encumbrance Certificate, building plan are seen in the regulatory file

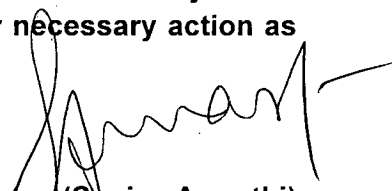
diarised on 10.04.2017. Committee noted that appellant had not submitted any evidence in support of it being a composite institution.

AND WHEREAS Committee further noted that N.R.C. instead of considering the reply dated 01/04/2017 & 10/04/2017 and pinpointing the remaining deficiency to be rectified, issued another S.C.N. dated 20/04/2017 on the ground that the institution has not submitted reply to S.C.N. dated 02/03/2017.

AND WHEREAS appellant during the course of appeal presentation on 26/05/2018 denied having received the S.C.N. dated 28/04/2017. Committee after evaluating the documents available on regulatory file considered that second S.C.N. dated 20/04/2017 issued to appellant institution was neither fully justified nor it was received by the appellant. Committee, therefore, decided to remand back the case to N.R.C. for revisiting the matter and allowing the appellant an opportunity to make written representation on the valid deficiencies which remained to be rectified. Appellant is required to submit to N.R.C. within 15 days copies of all relevant documents in support of its claim of having removed the deficiencies.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. for revisiting the matter and allowing the appellant an opportunity to make written representation on the valid deficiencies which remained to be rectified. Appellant is required to submit to N.R.C. within 15 days copies of all relevant documents in support of its claim of having removed the deficiencies.

NOW THEREFORE, the Council hereby remands back the case of Balaji B.Ed. College, Barmer, Sanpa, Sindhari, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Balaji B.Ed. College, Barmer, Sanpa, Sindhari – 344033, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-134/E-64872/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Balaji Mahavidhyalaya, Barmer, Sanpa, Sindhari, Rajasthan dated 28/06/2017 is against the Order No. NRC/NCTE/NRCAPP201616007/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/RJ/2017-18/2; dated 28/04/2017 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “the institution has not submitted the reply of Show Cause Notice issued to it by NRC till date. Hence, the Committee decided that the application is rejected and recognition / permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution.”

AND WHEREAS Sh. Ashok Kumar, Director, Balaji Mahavidhyalaya, Barmer, Sanpa, Sindhari, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that “we have not received show cause notice on time so we could not reply to the show cause notice”.

AND WHEREAS Appeal Committee noted that impugned refusal order dated 28/04/2017 is inconsistent. The order is worded as “the N.R.C. in its meeting has considered the reply to the S.C.N. dated 28/04/2017 and decided that deficiencies still persisted as under:-

“The institution has not submitted the reply of Show Cause Notice issued to it by NRC 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.”

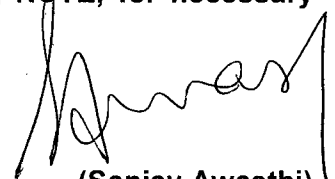
AND WHEREAS Committee noted that N.R.C. in its 265th Meeting held from 27/02/2017 to 03/03/2017 decided to issue a Show Cause Notice on grounds of non submission of (i) proof of composite institution (ii) N.E.C. (iii) Building plan with details (approved by Competent Authority).

AND WHEREAS appellant states to have not received any Show Cause Notice (SCN). Copy of formal S.C.N. is also not found placed in the regulatory file. The impugned order dated 28/04/2017 mentions the date of reply of S.C.N. also to be 28/04/2017. Obviously there is confusion not only over the issue of S.C.N. but also whether the N.R.C. has taken cognizance of the building plan and affiliation letter dated 20/10/2015 issued by Commissioner, College Education, Rajasthan.

AND WHEREAS Committee is of the opinion that matter was required to be examined more thoroughly by the N.R.C. before issue of refusal order dated 28/04/2017. Committee decided to remand back the case to N.R.C. for issuing S.C.N. to the appellant institution pointing out on clear terms the deficiencies which still remain to be removed.

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 issuing S.C.N. to the appellant institution pointing out on clear terms the deficiencies which still remain to be removed.

NOW THEREFORE, the Council hereby remands back the case of Balaji Mahavidhyalaya, Barmer, Sanpa, Sindhari, Rajasthan to the NRC, NOTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Balaji Mahavidhyalaya, Barmer, Sanpa, Sindhari – 344033, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-135/E-65341/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of S.R. Mahavidhyalay, Tatwai Chittora Road, Gwalior, Madhya Pradesh dated 03/02/2018 is against the Order No. WRC/APP109/223/B.Ed./285th/2017/10483 dated 08/01/2018 of the Western Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "FDRs of Rs. 4.00 lakhs (in joint name) not submitted in original. Hence, Recognition is withdrawn from the academic session 2018-19. FDRs if any, be returned."

AND WHEREAS Sh. Vipin Kumar Sharma, President, S.R. Mahavidhyalay, Tatwai Chittora Road, Gwalior, Madhya Pradesh presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "The appellant institution has duly fulfilled the standards and norms which were required for establishment of an educational institution for running B.Ed. course. That, the appellant institution has duly complied with the financial requirement by creating FDR of Rs. Five Lacs as endowment fund and FDR of Rs. Three Lacs as reserve fund. The date of duration of these FDRs is from 21.02.2014 to 21.02.2019. On the date of their maturity the FDRs will respectively mature to the maturity value of Rs.7,80,255/- and Rs. 4,68,153/which comes to Rs. 2,48,408/- both these FDRs are in joint name of the society and the Director, WRC. On the official website of the NCTE a frequently asked question paper was published in which question No.3 was with respect to maintenance of endowment fund and reserve fund for existing institutions. The precise question was "Whether existing teacher education institutions are to deposit revised / increased endowment and reserved funds". The answer by the NCTE to this question was given in the same FAQ paper in the following words "Existing teacher education institutions who have already maintained endowment and reserve funds as Rs. Five Lacs and Rs. Three Lacs respectively per programme need not maintain the

same at the revised rates as per NCTE Regulations, 2014. However, the institutions who have not maintained the EF and RF, they shall have to maintain these funds as per revised rates i.e. Rs. Five Lacs and Rs. Seven Lacs respectively per programme, provided it is permitted by the concerned Regional Committee. The above-mentioned FAQ paper was published and notified on the official website of NCTE. The appellant bona fide believed that being an existing institution it is not required to maintain additional FDRs as per the revised rates. In any case, the appellant was not given notice on count otherwise there was no difficulty with institution to maintain the revised FDRs. The appellant is now ready to immediately submit FDRs as per revised rate for EF and RF, if so permitted by the WRC. It is respectfully submitted that withdrawal recognition on the ground of not submitting FDRs Rs. Four Lacs is not sustainable in the eyes of law. That, in the order of withdrawal of recognition the issue with respect to not submitting building completion certificate has also been raised. In response to this, it hereby respectfully submitted that the appellant repeatedly submitted the building completion certificate before the authority. Even with the reply to the show cause notice dated 02.02.2017 the appellant has duly submitted the copy of the building completion certificate and this was specifically mentioned in para 5 of the reply that the building completion certificate has already been submitted and the institution is ready to furnish the same at any time again. That, with respect to staff profile, it is hereby submitted that this issue was there before the Hon'ble Madras High Court in a bunch of petitions; one of them being the petition filed by one organization, namely, Tamilnadu Self Financing College of Education Management Association. In the same bunch of petitions, a common order was passed on 23.02.2016 by the Hon'ble Division Bench in which it was noted that the Ministry of Human Resources Development after taking into account the situation has constituted an expert committee to look into the feedback of implementation of the Regulations of 2014. The Hon'le Court further noted that in view of the committee's deliberations some of the troublesome provisions may not be given effect to till the exercise of reconsideration by the Committee is completed. After taking into account the entire scenario, the Hon'ble Court in para 7 observed that "the learned counsel for the respondents states that no coercive steps would be taken to implement the rigors of the aforesaid provisions till a final decision is taken. The said statement is

taken on record." That, the NCTE in response to an application under Right to Information submitted on 31.05.2016 has replied that steps on the order of the Hon'ble Madras High Court in W.P.No.999/2015, the decision take by the NCTE that the requirement to appoint faculty after the order of Hon'ble Madras High Court, no decisions on has been taken after the constitution of the e committee. Thus, nothing can be said regarding s building etc. That, the above-mentioned facts themselves pro de that the situation with respect to staff profile was not clear and the deliberations of the expert committee were not complete and during this process of reconsideration, this show-cause notice dated 02.02.2017 was issued to the appellant. That, the appellant receiving the show-cause notice dated 02.02.2017 submitted the reply within the stipulated period thereby pointing out the fact about the decision of the Hon'ble Madras High Court. That, as the WRC did not respond to the reply of the appellant, thus, the appellant moved the Hon'ble High Court of Madhya Pradesh by filing W.P. No. 1981/2017. The same was disposed of by the Hon'ble Court vide order dated 08.05.2017 with the following directions: "(i) That respondent-WCR for NCTE is directed to take a decision by considering the reply. The reply of the appellant to the show cause notice should be considered and till the decision of the reply of the appellant no coercive step shall be taken against the institution. It is hereby respectfully submitted that on the points which were raised by the appellant in its reply to show cause notice no decision has been any taken by the WRC till date. As enumerated, the situation respect to staff profile was not clear. Thus, the appellant institution had pointed out towards the on-going process of reconsideration by the exert committee but the appellant has, in any case, complied norms which are required for with two basic units. For this impugned order is not sustainable".

AND WHEREAS Appeal committee noted that after notification of NCTE Regulations, 2014, a revised recognition order dated 30.05.2015 was issued subject to compliance by appellant institution certain conditions which had emerged with enhancement of the duration of B.Ed. programme. The appellant by furnishing an affidavit dated 13/01/2015 had agreed to fulfil the revised Norms relating to infrastructure, instructional facilities, enhancement of endowment and Reserve Fund.

Committee further noted that appellant institution by its letter dated 02/03/2016 had apprised W.R.C. that process of getting recommendation from affiliating university is on and list of recommended faculty will shortly be submitted to W.R.C. within the time limit prescribed. Appellant institution further requested W.R.C. to continue the recognition for 100 seats.

AND WHEREAS Appeal Committee noted that non-compliance of the terms and conditions laid down in the revised recognition order dated 30.05.2015 resulted in issue of two Show Cause Notice (SCNs) dated 02/02/2017 and 06/10/2017. The appellant instead of submitting compliance of Regulations, 2014 had tried to take shelter of order dated 23/02/2016 issued by Division Bench of Madras High Court in which Hon'ble Court had referred to an expert Committee appointed by Ministry of Human Resource Development to look into the feedback of implementation of impugned Regulations. Appeal Committee is neither aware of constitution of any such Committee by the M/o H.R.D. nor understands that implementation Regulations, 2014 are stayed by any Court of Law being challenged by any group of institutions. Moreover, as mentioned in W.P. 1981/2017 of High Court of Madhya Pradesh the Challenge pertains to validity of Clauses 8 (1), 8 (11) 10 and 11 of NCTE Regulations, 2014. Whereas mainstay in the present case is non appointment of requisite number of faculty approved by affiliating body.

AND WHEREAS Committee noted from the submission made by appellant on 26/05/2018 that F.D.Rs have been renewed and made valid upto April, 2023. The appellant has furnished a Building Completion Certificate (B.C.C.) which pertains to property at Khasra No. 623, Chhitara Road, Morar, Gwalior. Another B.C.C. available on the regulatory file pertains to property at Khasra No. 642. Committee, therefore, urges that exact location of the institution should be verified by the W.R.C. Appellant on 26.05.2018 has submitted a copy of its letter dated 22.02.2018 addressed to Vice Chancellor, Jiwaji University seeking approval for appointment of faculty as recommended by the Selection Committee.

AND WHEREAS Appeal Committee noted that ever since revised recognition order dated 30.05.2015 was issued, the appellant has not submitted list of faculty approved by affiliating body. When the duration of B.Ed. programme was one year one Principal and seven faculty were required to run the programme. Under the Revised regulations, 2014 the duration of programme is two years and Norms and Standards for the programme prescribe for one Principal and 15 faculty. It is therefore, evident that appellant institution has failed to comply with the revised Norms and Standards which justify withdrawal of recognition. However, W.R.C. may consider reducing the intake from 100 seats (2 units) to 50 seats (1 unit) if the appellant institution is able to substantiate by documentary evidence that it had continued with a Principal and 7 faculty duly approved by affiliating body. With this limited observation the case is remanded back to W.R.C. for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that withdrawal of recognition by order dated 08/01/2018 was justified. W.R.C. shall however, revisit the matter if the appellant institution qualifies for retention of recognition for 50 seats (one unit).

NOW THEREFORE, the Council hereby remands back the case of S.R. Mahavidhyalay, Tatwai Chittora Road, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, S.R. Mahavidhyalay, Plot No. 623, Tatwai Chittora Road, Gwalior – 474006, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-159/E-65511/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

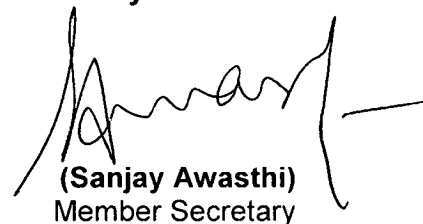
12/7/18

ORDER

WHEREAS the appeal of R.R. Teacher Training College, Chohtan, Rajasthan dated 24/01/2018 is against the Order No. NRC/NCTE/NRCAPP-10158/254th Meeting/2016/155332-35 dated 19/08/2016 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "failure to submit NOC of the affiliating body with the hard copy of application."

AND WHEREAS Sh. Jagdish Vishnoi, Secretary and Sh. Khata Ram, Representative, R.R. Teacher Training College, Chohtan, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "due to technical problem".

AND WHEREAS Committee noted that impugned refusal order was issued on 19/08/2016 after giving the appellant institution an opportunity to submit written representation by issue of a S.C.N. dated 09/11/2015. The appellant's statement that it did not receive the S.C.N. is not agreed to for the reason that copy of S.C.N. is enclosed by the institution along with documents submitted during the appeal. Committee also noted that impugned order dated 19/08/2016 was appealable within 60 days and the appellant has delayed filing of the appeal by 15 months on the ground that the institution is located in border area having weak network. **Committee finding that 15 months delay in filing online appeal is not justified for the reasons stated by appellant, decided not to admit appeal on grounds of inordinate delay. Hence appeal is not admitted.**



(Sanjay Awasthi)
Member Secretary

1. The Secretary, R.R. Teacher Training College, Chohtan, 129, Chohtan – 344702, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-162/E-66157/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of S.B.S. Memorial T.T. College, Sabalpura, Dhoo, Rajasthan dated 22/02/2018 is against the Order No. NCTE/NRCAPP201616522/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/SCN/RJ/2017-18/4; dated 02/08/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “reply of Show Cause Notice has not been submitted till date. 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. Amit, Representative, S.B.S. Memorial T.T. College, Sabalpura, Dhoo, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal the appellant had submitted that “All the papers relating to 7/16 were submitted to NCTE office except approval letter from University. We have not received the approval letter from the university in the stipulated time. Now we have received the approval from University. We have not received any Show notice from your office as you have mentioned in your rejection order.”

AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 08/12/2017 was issued to appellant institution on grounds of non submission of:

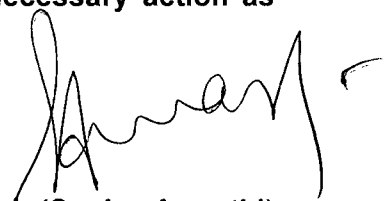
- (i) List of qualified teachers as per amended NCTE Regulations, 2017.
- (ii) Certified copy of registered land documents.
- (iii) Non Encumbrance Certificate (NEC).

AND WHEREAS while furnishing appeal details, appellant has stated in the appeal memoranda that they did not receive any Show Cause Notice (SCN). Committee further

observed that N.R.C. in its 267th Meeting held from 5th to 7th April, 2017 took a decision to issue Letter of Intent (LOI). Copy of formal L.O.I. is not found placed on the regulatory file which is essential to confirm the time limit given to appellant for making compliance. The appellant by its letter dated 18/05/2017 submitted a list of faculty which was not approved by the affiliating body. However, before issuing final refusal order it was essential to have given a reasonable opportunity to the appellant to make written representation on the grounds of proposed refusal. Relying on the appellant's statement that it did not receive S.C.N. dated 08/12/2017, Appeal Committee decided to remand back the case to N.R.C. for reissue of the S.C.N. While reissuing S.C.N., N.R.C. shall also take into consideration that appellant fulfils the Norms and Conditions as laid down in para 1.1 of Appendix 13 for grant of recognition to 4 year integrated course of B.A. B.Ed./B.Sc. B.Ed.

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 reissue of the S.C.N. While reissuing S.C.N., N.R.C. shall also take into consideration that appellant fulfils the Norms and Conditions as laid down in para 1.1 of Appendix 13 for grant of recognition to 4 year integrated course of B.A. B.Ed./B.Sc. B.Ed.

NOW THEREFORE, the Council hereby remands back the case of S.B.S. Memorial T.T. College, Sabalpura, Dhood, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, S.B.S. Memorial T.T. College, Sabalpura, NH-11, Dhood, Rajasthan - 332001.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-164/E-66346/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Vishwa Bharti STC College, Singhana, Namaul Road, Buhana, Rajasthan dated 22/02/2018 is against the Order No. NRC/NCTE/RJ...../278th Meeting/2018/187978 dated 23/01/2018 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "the Petitioner Society has not submitted the application online electronically along with processing fees and relevant documents as per clause 5 of NCTE Regulations, 2014. No Objection Certificate issued by the concerned affiliating body has not been submitted by the petitioner Society alongwith the application. The institution has not submitted any proof / evidence of its being a composite institution as required under Clause 2(b) of NCTE Regulations, 2014."

AND WHEREAS Sh. Sanjay, Member, Vishwa Bharti STC College, Singhana, Namaul Road, Buhana, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "At the time of filing application in 2007 there were no provision of filling online hence application was filed manually and the required fees has been submitted, not the appeal has been filed electronically."

AND WHEREAS Appeal Committee noted that the three grounds of refusal mentioned in the impugned order dated 23/01/2018 are the same as intimated to the appellant institution by a Show Cause Notice (S.C.N.) dated 05/04/2017. Committee further noted that the appellant institution neither submitted a reply to S.C.N. nor the impugned order has been issued on the basis of non submission of reply to S.C.N.

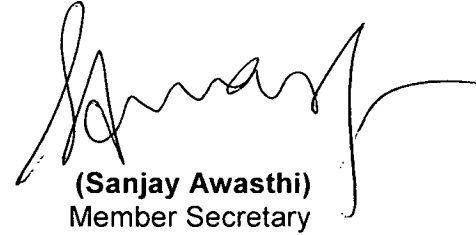
Appellant in its appeal memoranda has submitted that its application for D.El.Ed. programme pertains to year 2007 when there was no requirement to submit application online and eligibility was also not restricted to composite institution. Appellant has submitted copy of a letter dated 01/01/2018 written by Department of Primary Education, Government of Rajasthan addressed to NCTE wherein State Government has taken a policy decision to allow D.El.Ed. programme in new institution for the academic session 2019-20.

AND WHEREAS Committee noted that all the three grounds mentioned in the impugned refusal order dated 23/01/2018 are the requirements introduced for the first time, in the NCTE Regulations, 2014 and which are required to be fulfilled when applications are invited pursuant to these regulations and which can be filed only during the period when NCTE portal is open and not any other time. The appellant had submitted application in the year 2007 and the then existing regulations did not contain the requirements mentioned in the S.C.N./refusal order. May be by default, N.R.C. have although processed the application of appellant institution and Letter of Intent (L.O.I.) dated 15/09/2016 was issued.

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

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

NOW THEREFORE, the Council hereby remands back the case of Vishwa Bharti STC College, Singhana, Namaul Road, Buhana, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Vishwa Bharti STC College, Singhana, Namaul Road, Buhana, Rajasthan – 333516.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.

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F.No.89-166/E-66285/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Amity Institute of Education, Amit University Malhaur, Indra Dam, Gomti Nagar Extn., Lucknow, Uttar Pradesh dated 26/02/2018 is against the Order No. NRC/NCTE/NRCAPP-9959/278th Meeting/2017/186551-55 dated 29/12/2017 of the Northern Regional Committee, refusing recognition for conducting B.El.Ed. Course on the grounds that "the institution was issued SCN dt. 26.04.2017. The institution has not submitted the following:- Certified registered Land documents issued by the Registering Authority or civil authority concerned. Non-Encumbrance Certificate issued by the Competent Authority indicating that the land is free from all encumbrances.

AND WHEREAS Sh. Ashish Singh, Jt. Registrar and Sh. Kamesh Gautam, Representative, Amity Institute of Education, Amit University Malhaur, Indra Dam, Gomti Nagar Extn., Lucknow, Uttar Pradesh presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that Amity University Lucknow had submitted the certified copy of mutation in original at the time of online application for recognition of B.El.Ed. programme which indicates that the land is in the name of Ritnand Balved Education Foundation the sponsoring body of Amity University Uttar Pradesh Lucknow. The copy of the same is attached for your ready reference. The Applicant is a State Private University established and incorporated under the Amity University Uttar Pradesh Act, 2005. The Section 6 W of the Amity University Act empowers the University to borrow, mortgage or hypothecate with approval of the foundation, on the security of the property of the university, money for the purposes of the university. Thus, it is permissible for the university under its Act to create encumbrance for the purposes of borrowing money for development / expansion of the University. Additionally, the Transfer of Property

Act, 1882, which is also a Central Legislation, empowers, enables and permits a person / institution mortgage the land or immovable property under section 58 of the Transfer of Property Act, 1882 and also empowers, enables and permits to create Charges on the immovable Property under section 100 of the Transfer of Property Act, 1882. Further, Article 19 1 g of the Constitution of India gives a fundamental right to persons running an educational institution to carry on any occupation and an Eleven Judges Bench of the Honble Supreme Court of India in the case of TMA Pai Foundation Vs. State of Karnataka 2002, 8, SCC, 481 has held in para 20 to 25 that Education will fall within the meaning of the expression occupation. Thus, educational institution cannot be deprived of their right to establish the educational institution by creating encumbrance on the land owned and possessed by the educational institution. Thus, it is submitted that the condition enumerated in Regulation 8 4 i of the NCTE Recognition Norms and Procedure Regulations, 2014 to the effect that the land free from all encumbrances is not only militates against the well-established principles and provisions contained in section 58 and 100 of the Transfer of Property of Act, 1882 but is also against the well settled principle / fundamental right in relation to establishment of educational institutions by self-financing private institutions under Article 19.

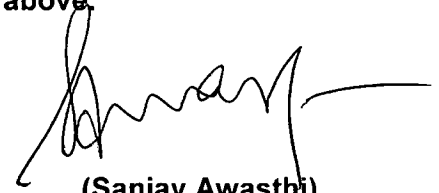
AND WHEREAS Appeal Committee noted that impugned refusal order dated 29/12/2017 is on grounds of non submission of:-

- (i) Certified copy of land documents.
- (ii) Non Encumbrance Certificate (NEC)

AND WHEREAS appellant during the course of appeal hearing on 26/05/2018 submitted a set of land documents duly certified by Sub Registrar, Lucknow as well as the Non Encumbrance Certificate pertaining to the above land. Committee decided to remand back the case to N.R.C. for further processing of the application after verifying that land documents and N.E.Cs. pertain to the same pieces of land for which entries were made in the online application. Appellant is required to submit to N.R.C. within 15 days of the issue of Appeal orders a complete set of land documents duly certified by the registering authority and NECs.

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 further processing of the application after verifying that land documents and N.E.Cs. pertain to the same pieces of land for which entries were made in the online application. Appellant is required to submit to N.R.C. within 15 days of the issue of Appeal orders a complete set of land documents duly certified by the registering authority and NECs.

NOW THEREFORE, the Council hereby remands back the case of Amity Institute of Education, Amit University Malhaur, Indra Dam, Gomti Nagar Extn., Lucknow, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Amity Institute of Education, Amit University Uttar Pradesh, Lucknow, Malhaur, Indra Dam, Gomti Nagar Extn. Uttar Pradesh – 226028.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-167/E-66198/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 12/7/18

ORDER

WHEREAS the appeal of S.S.N. M.I.M.T. College, Narsinghpur, Kandeli, Narsinghpur, Madhya Pradesh dated 26/02/2018 is against the Order No. WRC/APW01638/223282/287th/2018/194728 dated 02/02/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "AND WHEREAS, the matter was placed in 287th Meeting held on January 30-31, 2018 of WRC and the Committee decided that "...Show Cause Notice was issued to the institution on 06.09.2017. Till date no reply has been received. Hence, Recognition is withdrawn from the academic session 2018-19. FDRs if any, be returned."

AND WHEREAS Dr. S.K. Pandey, Administrative Officer, S.S.N. M.I.M.T. College, Narsinghpur, Kandeli, Narsinghpur, Madhya Pradesh presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that "S.S.N.M.I.M.T College Narsinghpur MP Course code APW01638/223282 running since 2005-2006. In this college B.Ed. course running with 100 seats 2 units of 50 seats each. College has fulfilled all the norms laid down in the NCTE Regulation 2014. whereas the matter of the college was placed in 280 meeting held on August 31 September 01 2017 of WRC and the committee decided that deficiency letter was issued to the institution on 12.02.2016 we have replied on 08.03.2016 and 18.08.2016 whereas a letter issued by NCTEWRC Bhopal on 26.05.2017 Regarding Original staff profile and land documents. We have replied on 13.06.2017 and we have sent original staff profile duly approved by the registrar of our affiliating university Rani Durgawati University Jabalpur along with the land

documents. We sent our reply to the S.C.N. with the supporting documents on 26.09.2017 by speed post and speed post no is EI623983649IN. and our reply delivered to NCTEWRC Bhopal on 28.09.2017 prior to cut-off date. It is most humbly prayed that the appeal be please be allowed directing the NCTE, WRC Bhopal to the rectify the withdrawal order no WRC/APW1638/223282/287/2018/194728 dated 02.02.2018 and reinstate the recognition of the B.Ed. Course".

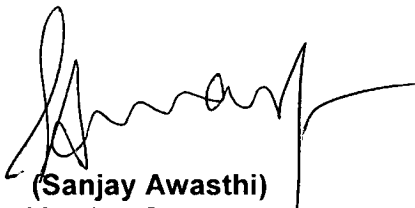
AND WHEREAS Committee noted that a Show Cause Notice (S.C.N.) dated 6-9-2017 was issued to appellant institution requiring submission of staff profile and proof of payment of CPF/EPF and salary to staff. Decision to withdraw recognition was taken by W.R.C. in its 287th Meeting held on 30-31 January, 2018 for the reason that appellant has not submitted any reply.

AND WHEREAS appellant during the course of appeal hearing on 26.05.2018 submitted documentary evidence in the form of Track Report issued by Postal authorities to prove that reply dated 23/09/2017 sent by appellant institution was delivered to NCTE, Bhopal on 28/09/2017. Committee therefore, finds that case deserves to be remanded back to W.R.C. for considering the reply to S.C.N. said to have been sent by the appellant. Appellant is required to send to W.R.C. a copy of its earlier reply to S.C.N. within 15 days of the issue of appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Committee concluded that case deserves to be remanded back to W.R.C. for considering the reply to S.C.N. said to have been sent by the appellant. Appellant is required to send to W.R.C. a copy of its earlier reply to S.C.N. within 15 days of the issue of appeal order.

- 3 -

NOW THEREFORE, the Council hereby remands back the case of S.S.N. M.I.M.T. College, Narsinghpur, Kandeli, Narsinghpur, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, S.S.N. M.I.M.T. College, Narsinghpur, Kandeli, Main Road, Narsinghpur, Madhya Pradesh – 487001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-168/E-66380/2018 Appeal/10th Mtg.-2018/25th & 26th May, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

12/7/18

ORDER

WHEREAS the appeal of Smt. Kamla Devi Gauridutt Mittal Mahila Mahavidyalaya, Sardarshahar, Tall Maidan, Sardarshahar, Rajasthan dated 23/02/2018 is against the Order No. NCTE/NRC/NRCAPP201615094/B.A. B.Ed./B.Sc. B.Ed. – 4 Year Integrated/SCN/RJ/2017-18/4; dated 20/01/2018 of the Northern Regional Committee, refusing recognition for conducting B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “the institution was issued LOI on 28.07.2017. The institution did not submit reply of LOI and accordingly SCN dt. 12.12.2017 was issued. The institution has submitted reply dt. 03.01.2018, but only copies of FDRs and proof of website has been submitted. The institution has yet not submitted the duly approved list of faculty from 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. FDRs, if any be returned to the institution.”

AND WHEREAS Sh. Mahesh Pansari, Secretary and Dr. Pravesh Kumar, Principal, Smt. Kamla Devi Gauridutt Mittal Mahila Mahavidyalaya, Sardarshahar, Tall Maidan, Sardarshahar, Rajasthan presented the case of the appellant institution on 26/05/2018. In the appeal and during personal presentation it was submitted that “the LOI was decided but not issued to our Mahavidhyalaya, therefore, it took some time to await the receipt of LOI. When we approached the NRC office on 22.09.2017 we got information about decision of LOI and received a copy of the decision. We have made advertisement and conducted interview. Thereafter we have submitted proceedings about staff selection to Maharaja Ganga Singh University, Bikaner, Rajasthan on

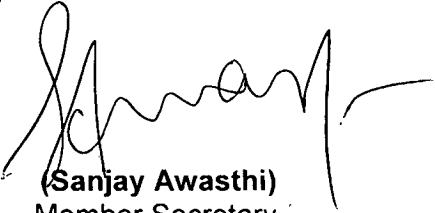
01.01.2018. The University approval of the faculty was delayed till 06.02.2018. By that time the NRC had refused recognition.”

AND WHEREAS Committee noted the submission made by appellant that decision to issue L.O.I. was taken in the 273rd Meeting of N.R.C. held on 26-27th July, 2017. L.O.I. was issued through E-mail on 28/07/2017 which the appellant institution has failed to notice. Appellant submits that on visiting the office of N.R.C. on 22/09/2017, it got information about the issue L.O.I. Committee further noted that a Show Cause Notice (S.C.N.) dated 12/12/2017 was issued to appellant institution to which a reply dated 28/12/2017 was submitted enclosing therewith copies of F.D.Rs and Website page. On the day of Appeal hearing i.e. on 26/05/2018 appellant submitted copy of letter dated 06/02/2018 issued by Maheraja Ganga Singh University by which a Head of Department and 15 faculty members were approved to be appointed.

AND WHEREAS considering that (i) there was some delay in getting Letter of Intent by the appellant (ii) short delay in submission of list of faculty and (iii) appellant had already submitted part compliance of L.O.I., Appeal Committee decided to remand back the case to N.R.C. for further processing of the case after the appellant submits a comprehensive reply on all the requirements of L.O.I. Appellant is required to submit to N.R.C. a complete and comprehensive reply to L.O.I. within 15 days of the issue of Appeal order.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Committee concluded to remand back the case to N.R.C. for further processing of the case after the appellant submits a comprehensive reply on all the requirements of L.O.I. Appellant is required to submit to N.R.C. a complete and comprehensive reply to L.O.I. within 15 days of the issue of Appeal order.

NOW THEREFORE, the Council hereby remands back the case of Smt. Kamla Devi Gauridutt Mittal Mahila Mahavidyalaya, Sardarshahar, Tall Maidan, Sardarshahar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Smt. Kamla Devi Gauridutt Mittal Mahila Mahavidyalaya, Sardarshahar, Tall Maidan, Sardarshahar, Rajasthan – 331403.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.