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F.No.89-27/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

ORDER

WHEREAS the appeal of Darjeeling Universal Campus, Takdah, Darjeeling, West Bengal dated 12/01/2016 is against the Order No. ERC/7-195.6.1/B.Ed./ERCAPP1792/38238 dated 25/11/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(i) the institution has submitted the original FDRs of Rs. 5.00 lakh & Rs. 7.00 lakh. However, the same has not been converted into joint operation. (ii) Ph.D. Certificate of the Principal from CMJ University is not acceptable. In view of the above the Committee decided that application of the institution is refused."

AND WHEREAS Sh. Nibir Saha, Chairman, Darjeeling Universal Campus, Takdah, Darjeeling, West Bengal presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "FDR of Rs. 5.00 Lakhs & Rs. 7.00 Lakhs issued by PNB was submitted to ERC, NCTE. The FDRs were returned to the appellant for conversion along with LOI and converging letter to PNB. Appellant was informed by PNB that it was not possible to convert those FDR in joint name. The same was informed to ERC, NCTE vide letter dated 11/08/2015. Fresh FDR issued by Canara Bank of Rs. 5.00 Lakhs & Rs. 7.00 Lakhs was dispatched to ERC, NCTE on 11/08/2015 for needful permission. No response for the above was received from ERC, NCTE. The fresh FDRs were returned to us after 4 months with order stating that our application is refused. Sir, the original copy of the FDR was in custody of the ERC, NCTE, unless we have the Original copy of the FDR, how can we approach the Canara Bank for conversion of the FDR in Joint Name. The selection of the candidate was done as per NCTE and affiliating University norms. The candidate selected for the post of Principal has completed her Ph.D. from CMJ University in regular mode. CMJ, University is a UGC recognised University till date and there is no circular or notice either in NCTE website or website of ERC, NCTE barring CMJ University degree."

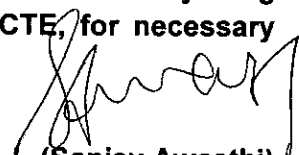
AND WHEREAS Appeal Committee noted that appellant institution after getting the L.O.I. had made efforts to convert the F.D.Rs in joint name but due to some technical hitch could not do so and then obtained F.D.Rs from a different bank i.e. Canara Bank.

The fresh F.D.Rs were lying with E.R.C., Bhubaneswar and appellant was waiting for certain endorsement and return of these F.D.Rs for being converting into joint account. As regards appointment of Principal, E.R.C. has ruled that Ph.d degree issued by Chandra Mohan Jha University, (CMJU) to the candidate proposed to be appointed as Principal is not acceptable.

AND WHEREAS Appellant during the course of appeal presentation submitted that status of Ph.d. degree issued by CMJ University was required to be verified thoroughly before refusing recognition on this ground. Appellant also expressed willingness to replace the candidate selected for being appointed as Principal. Appeal Committee therefore, decided to remand back the case with directions to the appellant to (i) furnish concrete evidence to the effect that Ph.d. degree of the candidate proposed to be appointed is valid and acceptable as per NCTE Regulations or replace the candidate suitably and (ii) convert the F.D.Rs in joint name. Compliance on the above two points should be furnished to E.R.C., Bhubaneswar within 2 months of the issue of appeal orders. E.R.C., Bhubaneswar is required to reprocess the case provided the appellant complies with the requirement within 2 months of the date of issue of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Appeal Committee has decided to remand back the case to E.R.C., Bhubaneswar for processing of the case further, provided that the appellant is able to furnish within 2 months of the date of issue appeal orders, the following : (i) Name of candidate, with proper qualifications approved by affiliating University, for the post of principal and (ii) F.D.Rs duly converted in joint name.

NOW THEREFORE, the Council hereby remands back the case of Darjeeling Universal Campus, Takdah, Darjeeling, West Bengal to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Darjeeling Universal Campus, Plot No. 639, 631, 632, 633 & 636, Global India Educational Trust, Takdah, Darjeeling, West Bengal - 734222.
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.89-28/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

ORDER

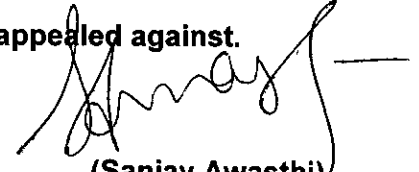
WHEREAS the appeal of College of Education, Morigaon, Assam dated 09/01/2016 is against the Order No. ERC/7-197.9.28/ERCAPP4185/(D.El.Ed. Addl. Course)/2015/37866 dated 16/11/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Addl.) course on the grounds that "the date of application through online is 30/06/2015 and date of dispatch of printout of online application is 17/07/2015 i.e. after 15 days of submission of online application. The application of the institution is summarily rejected as per clause 7(2)(b) of NCTE Regulation, 2014."

AND WHEREAS Dr. Dolibura Gohain, Principal and Ms. Thuleswari Mahanta, Representative, College of Education, Morigaon, Assam presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "College of Education, Morigaon applied the non-encumbrance Certificate on 10/06/2015. But the same was issued on 16/07/2015. We were waiting to submit the printout of the online application only for the non-encumbrance certificate. I therefore request you kindly to review the matter and enable us to make College of Education, Morigaon of a composite nature by 2016."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 30.06.2015 and hard copy thereof was submitted on 17.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution had failed to submit hard copy of application before the revised cut-off date, Appeal Committee decided to confirm the refusal order dated 16.11.2015 issued by E.R.C., Bhubaneswar.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to confirm the refusal order dated 26.11.2015.

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, College of Education, Morigaon Plot No. 68, Town Kisam, Dag No. 68, Rajagaon, Morigaon, Assam - 782105.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-29/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of M.C.E. Society's Azam College of Education, Pune, Maharashtra dated 12/01/2016 is against the Order No. WRC/APP2674/232nd /2015/155849 dated 20/11/2015 of the Western Regional Committee, refusing recognition for conducting B.A.,B.Sc./B.Ed. course on the grounds that "the institution has submitted the printout of the application after 15 days of the submission of the online application. The institution has also not submitted NOC from the affiliating body. Hence, the application is summarily rejected." In view of the above, the application of your institution for B.A. B.Sc./B.Ed. (Integrated) course is hereby rejected."

AND WHEREAS Dr. Bhushan Patil, Principal and Sh. P.A. Inamdar, President, M.C.E. Society's Azam College of Education, Pune, Maharashtra presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "the printed forms were sent well within the time limit given. We submitted the printouts of the application dated 28th May, 2015, on 11th June 2015. We would like to point out that those institutions who have submitted online application up to 30th June 2015 have been granted permission. However, those who have submitted online applications and printouts of the application and supportive documents before 30th June 2015, like our college, have been refused the permission. Under section 10 (3) of the National Committee for Minority Educational institution Act, 2004, if NOC is not granted by the competent authority within 90 days, then such NOC is deemed to have been granted. (The copy of the Act is enclosed) College had submitted application for NOC on 19th May 2015 to affiliating body i.e. Savitribai Phule, Pune University. (The copy of the letter is enclosed). NOC was not granted before 19th August 2015. Actually NOC was granted by Savitribai Phule Pune University on 05/01/2016. (copy of NOC attached)"

AND WHEREAS Appeal Committee noted that refusal order dated 20.11.2015 issued by W.R.C. is on two grounds namely:

- (i) Non submission of the printout of online application within 15 days of the online application.
- (ii) Non submission of N.O.C. from affiliating body.

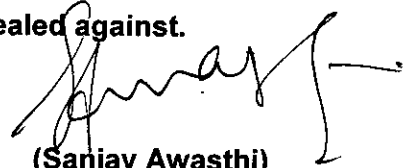
AND WHEREAS Appeal Committee noted that NCTE (HQ) issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Appellant institution submitted printout of online application on 11.06.2015 and as such refusal on this ground is not sustainable. So far as non submission of N.O.C. from affiliating body is concerned, Appellant stated that for institutions established under Minority Educational Institution Act, 2004, N.O.C., if not rejected and communicated to the applicant is deemed to be approved. In the present case appellant institution had applied for grant of N.O.C. to the affiliating body on 19/05/2015 and N.O.C. was not granted till 19.08.2015.

AND WHEREAS Appeal Committee is of the view that Regional Committee has no mechanism to verify the status of issue of N.O.C. by different affiliating bodies in favour of institution with minority status and onus lies on the applicant to seek N.O.C. from the affiliating body and submit it to the concerned Regional Committee before the stipulated date. The last date for submission of hard copy of application for academic session 2016-17 alongwith N.O.C. was 15.07.2015. The applicant institution ought to have been more diligent and cautious in sending its application as per the schedule and now cannot of its own conclude that they can still submit N.O.C. Appeal Committee finally decided to confirm the refusal order dated 20.11.2015 issued by W.R.C., Bhopal for the reason that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.11.2015 issued by W.R.C. Bhopal for

the reasons that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, M.C.E. Society's Azam College of Education, Azam Campus No. 522 & 523 & 525, Maharashtra Cosmopolitan Education, 522 -525, Pune, Maharashtra - 411001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



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F.No.89-30/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

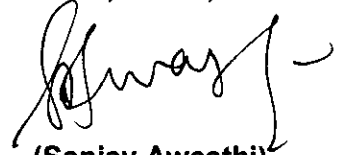
WHEREAS the appeal of Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh dated 13/01/2016 is against the Order No. WRC/APP2782/236th/B.Ed./CG/2015/157758 dated 01/01/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the application was submitted online on 29/05/2015, whereas the hard copy has been received on 15/07/2015. As per rule 7(2) (a) (b) of NCTE Regulations, 2014, the application is summarily rejected because it has not been submitted within 15 days of the submission of the online application. In view of the above, the application of the institution is hereby summarily rejected."

AND WHEREAS Sh. Birender Choubey, Sr. Administrative Officer, Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "hard copy of application was submitted in time to post office."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. course on 29.05.2015 and hard copy thereof was submitted on 11.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to W.R.C., Bhopal for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C., Bhopal for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Maharishi Shiksha Sansthan (Department of Education), 1281, Maharishi Shiksha Sansthan, Mangla, Bilaspur, Chhattisgarh – 495001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.



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F.No.89-31/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

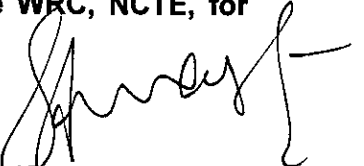
WHEREAS the appeal of Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh dated 13/01/2016 is against the Order No. WRC/APP2785/236th/D.El.Ed./CG/2015/157756 dated 01/01/2016 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the application was submitted online on 29/05/2015, whereas the hard copy has been received on 15/07/2015. As per rule 7(2)(a)(b) of NCTE Regulations, 2014, the application is summarily rejected because it has not been submitted within 15 days of the submission of the online application."

AND WHEREAS Sh. Birender Choubey, Sr. Administrator Officer, Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "hard copy of application was submitted in time to post office."

AND WHEREAS appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 29.05.2015 and hard copy thereof was submitted on 11.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to W.R.C., Bhopal for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C., Bhopal for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Maharishi Shiksha Sansthan (Deptt. of Education), Mangla, Bilaspur, Chhattisgarh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Maharishi Shiksha Sansthan (Department of Education), 1281, Maharishi Shiksha Sansthan, Mangla, Bilaspur, Chhattisgarh – 495001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Chhattisgarh, Raipur.



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F.No.89-33/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Basic Training Centre, Kokrajhar, 30 of Chitha Under KRC, Govt. Land, 3516/1533, 2034/718, 2031/959, Kokrajhar, Assam - 783370 dated 13/01/2016 is against the Order No. ERC/7-197.9.27/ERCAPP3116/(D.El.Ed. Course)/2015/37888 dated 17/11/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "The date of application through online is 30/05/2015, date of despatch of printout of online application is 15/06/2015 i.e. after 15 days of submission of online application. In view of the above the Committee decided as under: The application of the institution is summarily rejected as per clause 7(2)(b) of NCTE Regulation 2014."

AND WHEREAS Sh. Parmeswar Brahma, Principal and Sh. Bimal Ch. Basumatary, Teacher Education, faculty Member, Basic Training Centre, Kokrajhar, Kokrajhar, Assam presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "I beg apology for failure to submit the print out application within 15 days of online application."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 30.05.2015 and hard copy thereof was submitted on 15.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Basic Training Centre, Kokrajhar, 30 of Chitha Under KRC, Govt. Land, 3516/1533, 2034/718, 2031/959, Kokrajhar, Assam - 783370 to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, Basic Training Centre, Kokrajhar, 30 of Chitha Under KRC, Govt. Land, 3516/1533, 2034/718, 2031/959, Kokrajhar, Assam - 783370.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-34/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

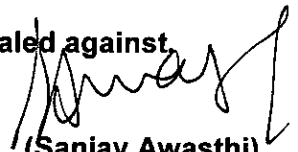
WHEREAS the appeal of Acharya Prafulla Chandra PTTI, Panskura, Midnapore, West Bengal dated 11/01/2016 is against the Order No. ERC/7-197.9.10/ERCAPP4143/(D.El.Ed)/2015/37862 dated 16/11/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "application fee as prescribed under Rule 9 of NCTE Rules 1997 not submitted."

AND WHEREAS Sh. Subhransu Sekhar Bhowmik, Secretary and Sh. Nirjhar Tunga, President, Acharya Prafulla Chandra PTTI, Panskura, Midnapore, West Bengal presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "cheque of application fee Rs. 1,50,000/- (one lakh fifty thousand only) was not attached with the relevant documents by mistake."

AND WHEREAS Appeal Committee noted that Clause 7(2) (a) of the NCTE Regulations, 2014 prescribes that application is liable to be summarily rejected in case of failure to furnish application fee on or before the date of submission of online application. As the appellant institution had failed to remit application fee alongwith application, Appeal Committee decided to confirm the refusal order dated 16.11.2015 on the above ground.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee decided to confirm the refusal order dated 16.11.2015 issued by E.R.C., Bhubaneswar.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Acharya Prafulla Chandra PTTI, 167/1, 446/1, Gift Deed, 929, 930, 1042, 1041/1068, Gumai, Panskura, Midnapore, West Bengal – 721152.
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.89-35/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

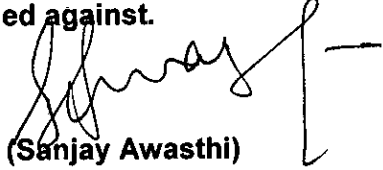
WHEREAS the appeal of Chanakya Shiksha Mahavidyalaya, Seoni, Madhya Pradesh dated 18/01/2016 is against the Order No. WRC/APP3546/222/235th/2015/156118 dated 30/11/2015 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the college applied online on 30/06/2015. However, the hard copy was received on 31/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

AND WHEREAS Sh. R.K. Solanki, Chairman & Sh. S. Sundram, Principal, Chanakya Shiksha Mahavidyalaya, Seoni, Madhya Pradesh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "we had applied for new D.Ed. college, we applied online on 30/05/2015, but that time due to network problem we made a DD of Rs. 150000/- on 30/05/2015 again till 29/06/2015, we had not received our ID, then on 30/06/2015, we made payment through online and got payment ID and merchant ID. Both the IDs were NCTE, Hqrs."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 30.06.2015 and hard copy thereof was submitted on 21.07.2015 (Received in the office of W.R.C., Bhopal on 31.07.2015). Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much after the cut-off date, Appeal Committee decided to confirm the refusal order dated 30.11.2015 issued by W.R.C., Bhopal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.11.2015 issued by W.R.C., Bhopal.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal/Secretary, Chanakya Shiksha Mahavidyalaya, 162/3, Keolari, Seoni, Madhya Pradesh - 480994.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-36/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

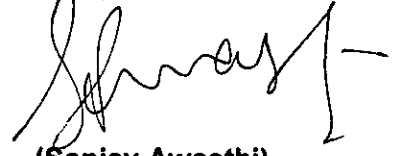
WHEREAS the appeal of Krishna Chaitanya Institute of Education, Markapur, Prakasam, Andhra Pradesh dated 12/01/2016 is against the Order No. SRO/NCTE/SRCAPP3296/D.El.Ed.-AI/AP/2016-17/77889 dated 17/11/2015 of the Southern Regional Committee, refusing recognition for conducting D.El.Ed.-AI course on the grounds that "Failure to submit print out of the application made online within 15 days of the submission of the online application."

AND WHEREAS No one from, Krishna Chaitanya Institute of Education, Markapur, Prakasam, Andhra Pradesh appeared on behalf of the appellant institution on 25/04/2016. In the appeal memoranda it was submitted that "we came to know that the date had been extended for submitting online application. Hence, we thought that the date of submitting printout copy also had been extended. That was why we could not submit the print out copy with in specified time. Please consider it as a small mistake and consider our application for additional intake."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. (Addl.) Intake course on 02.06.2015 and hard copy thereof was submitted on 24.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to S.R.C. for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to remand back the case to S.R.C., Bangalore for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Krishna Chaitanya Institute of Education, Markapur, Prakasam, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Krishna Chaitanya Institute of Education, 124, Anna Educational Society, 124, Devarajugattu, Markapur, Prakasam, Andhra Pradesh - 523320.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.**



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F.No.89-37/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Indraprastha Institute of Management & Technology, (Shri Pal Goel Education Society), Circular Road, Muzaffarnagar, Uttar Pradesh dated 16/01/2016 is against the Order No. NRC/NCTE/NRCAPP-8405/244th Meeting/2015/129777 dated 23/11/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the response of the SCN dated 09/10/2015 given by the institution is incomplete and not acceptable."

AND WHEREAS Dr. S.C. Kulshreshtha, President, Indraprastha Institute of Management & Technology, (Shri Pal Goel Education Society), Circular Road, Muzaffarnagar, Uttar Pradesh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "the appellant had applied in terms of section 14 (3) (B) of the NCTE Act 1993 for grant of recognition for starting B.Ed. Course to Northern Regional Committee (NRC) on dated 31/12/2012 from the session 2013-14. That finding all the documents and application in order, the NRC formed a visiting team which conducted inspection on 08/06/2015. The inspection team was fully satisfied and the appellant institution was fulfilling all the requirements. The NRC issued the letter of intent dated 15/07/2015. That in the letter of intent certain documents were required related to appointment of teachers and staff for which the affiliating university was having major role related to nomination of expert panel, conduction of interview, approval of appointments etc. The NRC had given a time of 2 months for the purpose. That since the compliances for appointment of teachers on the part of the University was delayed, the appellant on dt. 19/08/2015 and 09/09/2015 requested NRC for extra time. That the NRC issued a Show Cause Notice on 09/10/2015 to the appellant institution for not submitting compliances of letter of intent (dt. 15/07/2015) within the stipulated time of two months. That in the Show Cause Notice institution was given a time of 30 days for making representation i.e. the institution was to submit its representation on or before 07/11/2015. That accordingly the appellant

submitted its compliance to the letter of intent and representation of Show Cause Notice on dt. 05/11/2015 well within the stipulated period i.e. upto 07/11/2015. That the NRC issued the Refusal Order (f.No. NRC/NCTE/NRCAPP-8405/244th Meeting/2015129777 dt. 23/11/2015) on the grounds that "The response of the Show Cause Notice dated 09/10/2015 given by the institution is incomplete and not acceptable". While as per section 14(3)(b) of the NCTE Act it is required to record the reasons of refusal to institution. That it is also mentioned in the refusal order that the matter was considered on the basis of reply of Show Cause Notice submitted by the institution on dt. 30/09/2015. That when the Show Cause Notice is issued on 09/10/2015, the so called reply of the institution given on dt. 30/09/2015 (i.e. 9 days before the issue of Show Cause Notice) cannot be treated as reply of Show Cause Notice. That as a matter of fact the reply of Show Cause Notice given by the appellant institution was received by NRC on dt. 05/11/2015 which was very much within the stipulated time i.e. within 30 days from Show Cause Notice dt. 09/10/2015. The reply was complying with all aspects and requirements of letter of intent and Show Cause Notice, hence, nothing "was incomplete and not acceptable". That the NRC refusal order was based on the 244th meeting of NRC held from 30th & 31st October, 2015 while the reply of Show Cause Notice was given on dt. 05/11/2015 i.e. 5 days after the date of meeting. Therefore, the reply of Show Cause Notice submitted by the appellant is not considered in the meeting as it was submitted 5 days after the meeting of NRC but well within the stipulated time."

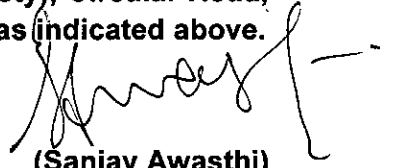
AND WHEREAS Appeal Committee noted that a Letter of Intent (L.O.I.) dated 15.07.2015 was issued to appellant institution seeking compliance on certain issues within a period of two months. Appellant institution kept N.R.C. informed of the status of selection of faculty by endorsing copies of its letter dated 19.08.2015 addressed to the affiliating university. The appellant also addressed a letter dated 09.09.2015 to N.R.C. Jaipur seeking extension of time for appointment of faculty. Copies of above communications dated 19.08.2015 and 09.09.2015 are available on relevant file. A Show Cause Notice (S.C.N.) dated 09.10.2015 was issued to appellant institution on grounds of non-submitting reply to L.O.I. and further requiring the appellant institution to furnish within 30 days a N.O.C. from affiliating university and affidavit declaring composite status of the institution. The appellant institution furnished another letter to N.R.C. re-iterating its request for extension of time to comply with the requirements of

L.O.I. This letter is found received in the office of N.R.C. on 05/10/2015. Committee also noted that a compliance report was finally furnished by the appellant which was received in the office of N.R.C. on 05.11.2015.

AND WHEREAS Appeal Committee is of the opinion that (i) brief and specific extension of time requested for by the appellant should have normally been accepted by the Regional Committee. (ii) S.C.N. dated 09.10.2015 was issued seeking reply and compliance within 30 days. It was therefore, incumbent on part of the Regional Committee to have waited for the reply of applicant institution for at least 30 days before taking a decision. The S.C.N. dated 09.10.2015 was issued and the endorsement to letter dated 30.09.2015 which is prior to date of issue of S.C.N. cannot be treated to be reply of S.C.N. (iii) the applicant institution has submitted compliance dated 04.11.2015 (received in the office of N.R.C. on 05.11.2015) which was not considered by N.R.C. before making a cryptic impugned order dated 23.11.2015. Appeal Committee, therefore, decided to remand back the case to N.R.C. for consideration of the reply dated 04.11.2015 (Received in the office of N.R.C. on 05.11.2015) submitted by the appellant institution in response to the S.C.N.

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. Jaipur for consideration of the reply dated 04.11.2015 submitted by appellant institution in response to the S.C.N.

NOW THEREFORE, the Council hereby remands back the case of Indraprastha Institute of Management & Technology, (Shri Pal Goel Education Society), Circular Road, Muzaffarnagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Chairman, Indraprastha Institute of Management & Technology, (Shri Pal Goel Education Society), 1298, Civil Lines South, Circular Road, Muzaffarnagar, Uttar Pradesh - 251001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-39/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Little Rose College of Elementary Education, Vinkatayapalem, Draksharama, East Godavari, Andhra Pradesh dated 15/12/2015 is against the Order No. SRO/NCTE/SRCAPP3474/D.El.Ed-AI/AP/2016-17/76264 dated 15/10/2015 of the Southern Regional Committee, refusing recognition for conducting D.El.Ed.-AI course on the grounds that "the institution has not submitted registered land documents."

AND WHEREAS Sh. S. Sathi Raju, Secretary, Little Rose College of Elementary Education, Vinkatayapalem, Draksharama, East Godavari, Andhra Pradesh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "we already submitted the copy of Notarized English Version of Land documents because our Registered Land documents are in Regional Language i.e. Telugu, our college is existing college with 50 seats. We are already applied for additional intake of 50 seats. We did not receive any notice from the Southern Regional Committee, Bangalore to rectify the deficiency in order to Recognized of Additional intake. We already submitted all required documents at the time of establish the college."

AND WHEREAS Appeal Committee noted clause 5(4) of the NCTE Regulations, 2014 which reads as under:

"While submitting the application online a copy of the registered land document issued by the competent authority, indicating that the society or institution applying for the programme possesses land on the date of application, shall be attached with application."

Clause 7(2) (b) of the regulations provide for summary rejection of the application in case of failure to submit land documents as required under regulations 5(4).

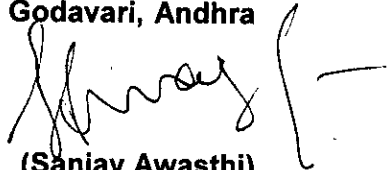
AND WHEREAS Appeal Committee observed that the appellant institution had furnished English translation of the sale deed documents on the ground that land documents being in Telugu are to be better understood in English. The appellant institution has applied for D.El.Ed. (Additional) intake and the basic intake already stands

sanctioned at the same address vide S.R.C's order no. APSO4730/D.Ed./AP/2012-13/45354 dated 21.08.2012. Complying the NCTE Regulations, 2014, ideal situation is where the applicant furnishes copy of registered land deed and its translation simultaneously in case registered land documents are in regional language. Regional Committee can also seek authenticated translated version. The appellant during the course of appeal presentation pleaded that its application for additional intake in D.El.Ed. course be accepted on the basis of copy of registered land documents (Telugu) furnished during the appeal hearing. Appeal committee, however, taking note that the institution is already recognised for conducting a teacher education course on the same land, decided to remand back the case to S.R.C. for matching the translated version of land documents with the registered land documents.

AND WHEREAS Appeal Committee after considering the facts of the case decided to remand back the case to S.R.C. for further processing of the application on receipt of the copy of registered land documents. Appellant institution is required to furnish copy of registered land documents to S.R.C. within 15 days of the receipt of appeal orders.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to SRC for further processing of the application on receipt of the copy of registered land documents. Appellant institution is required to furnish copy of registered land documents (Telugu) to S.R.C. within 15 days of the receipt of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Little Rose College of Elementary Education, Vinkatayapalem, Draksharama, East Godavari, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Little Rose College of Elementary Education, 255/8, 255/9, 264/2, 5-4, Vinkatayapalem, Draksharama, East Godavari, Andhra Pradesh – 533262.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



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F.No.89-40/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Bonanza College of Education, Bonanza Educational Society, Badkhar, Satna, Madhya Pradesh dated 13/01/2016 is against the Order No. WRC/APP3182/222/232/2015/155757 dated 18/11/2015 of the Western Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "in this case, the institute has submitted the printout of the application after 15 days of the submission of the online application. Regulation 7 of NCTE Regulations, 2014 mandates that the printout of the application should be submitted within 15 days of the submission of the online application. Hence, the application is summarily rejected and application fee paid be forfeited. In view of the above, the application of the institution is hereby summarily rejected."

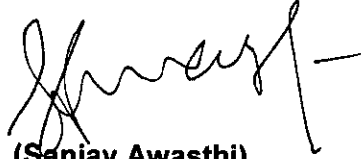
AND WHEREAS Sh. Gaurav Arora, Representative, Bonanza College of Education, Bonanza Educational Society, Badkhar, Satna, Madhya Pradesh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "We have applied online on 29/06/2015 for D.El.Ed. course and dispatched printout of the application on 13/07/2015 (on 14th day) via registered post no. EI626212264IN favouring Regional Director, NCTE, Bhopal and same has been received by NCTE, office, Bhopal on 16/07/2015 as per post office details. As per norms we have dispatched application well on time."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. course on 29.06.2015 and hard copy thereof was submitted on 13.07.2015 by Speed Post. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted

hard copy of application before the cut-off date, Appeal Committee decided to remand back the case to W.R.C., Bhopal for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to W.R.C., Bhopal for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Bonanza College of Education, Bonanza Educational Society, Badkhar, Satna, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Bonanza College of Education, 596/1/3/KA, 596/1/3/KHA, Bonanza Educational Society, Badkhar, Satna, Madhya Pradesh – 485005.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-41/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Azam College of Education, Pune, Maharashtra dated 13/01/2016 is against the Order No. WRC/APP2676/232nd/2015/155828 dated 20/11/2015 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has submitted the printout of the application after 15 days of the submission of online application. The institution has also not submitted NOC from the affiliating body. Hence, the application is summarily rejected. In view of the above, the application of your institution for B.Ed. (face to face) course is hereby rejected."

AND WHEREAS Sh. Bhushan Patil, Principal and Sh. P.A. Inamdar, President, Azam College of Education, Pune, Maharashtra presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that the printed forms were sent well within the time limit given. To support this, find enclosed the Public Notice of NCTE, New Delhi, dated 30th May 2015 informing that the last date of submitting the online application is extended to 30th June 2015. We submitted the printouts of the application dated 28th May 2015, on 11th June 2015. We would like to point out that those institutions who have submitted online application up to 30th June 2015 have been granted permission. However, those who have submitted online applications and printouts of the application and supportive documents before 30th June 2015, like our college have been refused the permission. Under section 10(3) of the National Commission for Minority Educational Institution Act, 2014, if NOC is not granted by the competent authority within 90 days, then such NOC is deemed to have been granted. (The copy of the Act is enclosed) College had submitted application for NOC for additional division for B.Ed. course on 19th May 2015 to affiliating Body i.e. Savitribai Phule Pune University. (The copy of the letter is enclosed). NOC was not granted before 19th August 2015. (i.e. on or before 90 days from submission of application). And according to the National Commission for Minority Educational

Institution Act, 2004, the NOC for B.Ed. (Additional Division) is deemed to have been approved by Savitribai Phule Pune, University.

AND WHEREAS Appeal Committee noted that refusal order dated 20.11.2015 issued by W.R.C. is on two grounds namely:

- (i) Non submission of the printout of online application within 15 days of the online application.
- (ii) Non submission of N.O.C. from affiliating body.

AND WHEREAS Appeal Committee noted that NCTE (HQ) issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Appellant institution submitted printout of online application on 18/06/2015 and as such refusal on this ground is not sustainable. So far as non submission of N.O.C. from affiliating body is concerned, Appellant stated that for institutions established under Minority Educational Institution Act, 2004, N.O.C., if not rejected and communicated to the applicant is deemed to be approved. In the present case appellant institution had applied for grant of N.O.C. to the affiliating body on 19/05/2015 and N.O.C. was not granted till 19.08.2015.

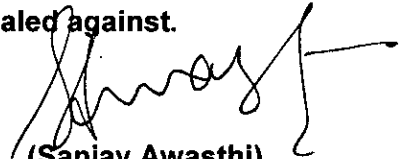
AND WHEREAS Appeal Committee is of the view that Regional Committee has no mechanism to verify the status of issue of N.O.C. by different affiliating body in favour of institution with minority status and onus lies on the applicant to seek N.O.C. from the affiliating body and submit it to the concerned Regional Committee before the stipulated date. The last date for submission of hard copy of application for academic session 2016-17 alongwith N.O.C. was 15.07.2015. The applicant institution ought to have been more diligent and cautious in sending its application as per the schedule and now cannot of its own conclude that they can still submit N.O.C. Appeal Committee finally decided to confirm the refusal order dated 20.11.2015 issued by W.R.C., Bhopal for the reason that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

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

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concluded to confirm the refusal order dated 30.11.2015 issued by W.R.C. Bhopal for the reasons that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Azam College of Education, 2390, K.B. Hidayatullah Road, Azam Campus, Pune - 411001 Maharashtra.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



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F.No.89-42/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Shri Jaiveer Singh Educational Institute, Vill.- Muhammadpur Utrara Post Banbara Teh-Jasrana Dist. – Firozabad, Uttar Pradesh dated 08/01/2016 is against the Order No. NRC/NCTE/NRCAPP-7809/244th Meeting/2015/129362 dated 19/11/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that “the institution has not submitted compliance / documents as required in Show Cause Notice issued by NRC, NCTE.”

AND WHEREAS Sh. Rajeev Kumar, Secretary, Shri Jaiveer Singh Educational Institute, Vill.-Muhammadpur Utrara Post Banbara Teh-Jasrana Dist. – Firozabad, Uttar Pradesh presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that “in 241st meeting the Committee decided to issue LOI under clause 7(13). But no LOI was sent to the institution. In 242nd meeting show cause notice (SCN) was issued to the institution, and institute was informed via letter No. NRC/NCTE/NRCAPP-7809/242 meeting/2015/123643 dated 14/09/2015. The institute submitted the reply of SCN along with all documents via speed post-dated 09/10/2015. Copy of receipt of speed post is attached. The explanation of facts mentioned in SCN are as under. As per the khatoni issued by land record office of tehsil, the land which is in the Name of institution is not mortgaged. As per the Certificate of search issued by Deputy Registrar Jasrana (Firozabad). The land which is in the name of institution is free from all encumbrances. Both these documents were already submitted with the application and also sent with reply of SCN via speed post-dated 09/10/2015. At the time of application the institution was not composite. But we ensure that before commencement of the academic session 2016-17 we will make it a composite institution. An affidavit has already been submitted, to this effect, via speed post on 09/10/2015. Again we are submitting the photocopy of that affidavit and a new affidavit is also being submitted herewith. We had already submitted the NOC from

affiliating body along with the reply of SCN via speed post-dated 09/10/2015. Again we are submitting a copy of NOC. Kindly accept our appeal and direct the NRC, NCTE, Jaipur to reconsider our case and issue a LOI under clause 7(13) of the NCTE Regulation, 2014."

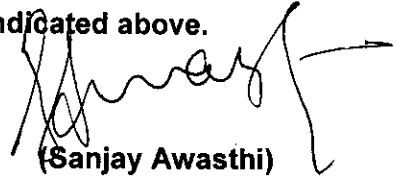
AND WHEREAS Appeal Committee noted that in the 241st Meeting of the N.R.C. (3rd to 7th August, 2015) it was decided to issue Letter of Intent (LOI) but no L.O.I. was issued and thereafter a Show Cause Notice (S.C.N.) dated 14.09.2015 was issued on the following grounds:

- (i) As per khatoni land is not free from encumbrance.
- (ii) Proof of being a composite institution to be furnished.
- (iii) Affidavit relating to composite status.
- (iv) N.O.C. from affiliating body to be furnished.

AND WHEREAS appellant during the course of appeal presentation on 25.04.2016 furnished evidence to show that a reply dated 09.10.2015 was furnished to N.R.C. enclosing therewith affidavit of composite institution and N.O.C. of affiliating body. The appellant had also furnished clarification regarding no encumbrance on the land. This reply dated 9.10.2015 sent to N.R.C. Jaipur by Speed Post on 09.10.2015 is not found placed on the relevant file. Appeal Committee, therefore, decided to remand back the case to N.R.C. for allowing the appellant institution to resubmit reply dated 09.10.2015 for consideration of the Regional Committee. Appellant is directed to furnish copy of its letter dated 09.10.2015 alongwith enclosures to N.R.C. Jaipur within 15 days of the receipt of appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. Jaipur for allowing the appellant institution to resubmit copy of their reply dated 09.10.2015 for consideration of the Regional Committee. Appellant is directed to furnish a copy of its letter dated 09.10.2015 alongwith enclosures to N.R.C. Jaipur within 15 days of the receipt of appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Shri Jaiveer Singh Educational Institute, Vill.-Muhammadpur Utrara Post Banbara Teh-Jasrana Dist. – Firozabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The Manager/Secretary, Shri Jaiveer Singh Educational Institute, Vill.-Muhammadpur Utrara Post Banbara Teh-Jasrana Dist. – Firozabad, Uttar Pradesh – 283136.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.**



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F.No.89-43/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Azam College of Education, Pune, Maharashtra dated 13/01/2016 is against the Order No. WRC/APP2675/232nd/2015/155833 dated 20/11/2015 of the Western Regional Committee, refusing recognition for conducting B.A.B.Ed. course on the grounds that "The institution has submitted the printout of the application after 15 days of the submission of the online application. The institution has also not submitted NOC from the affiliating body. Hence, the application is summarily rejected." In view of the above, the application of your institution for B.A. B.Ed. (Integrated) course is hereby rejected."

AND WHEREAS Sh. Bhushan Patil, Principal and Sh. P.A. Inamdar, Principal, Azam College of Education, Pune, Maharashtra presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that "the printed forms were sent well within the time limit given. To support this, find enclosed the Public Notice of NCTE, New Delhi, dated 30th May 2015 informing that the last date of submitting the online application is extended to 30th June, 2015. We submitted the printouts of the application dated 28th May, 2015, on 11th June 2015. We would like to point out that those institutions who have submitted online application up to 30th June 2015 have been granted permission. However, those who have submitted online applications and printouts of the application and supportive documents before 30th June 2015, like our college, have been refused the permission. Under section 10 (3) of the National Committee for Minority Educational institution Act, 2004, if NOC is not granted by the competent authority within 90 days, then such NOC is deemed to have been granted. (The copy of the Act is enclosed) College had submitted application for NOC for additional division for B.A.B.Ed. course on 19th May 2015 to affiliating body i.e. Savitribai Phule, Pune University. (The copy of the letter is enclosed). NOC was not granted before 19th August 2015. (i.e. on or before 90 days from submission of application). And according to the National Commission for Minority Educational

institution Act, 2004, the NOC for B.A.B.Ed. (Additional Division) is deemed to have been approved by Savitribai Phule Pune University on 05/01/2016. (copy of NOC attached)."

AND WHEREAS Appeal Committee noted that refusal order dated 20.11.2015 issued by W.R.C. is on two grounds namely:

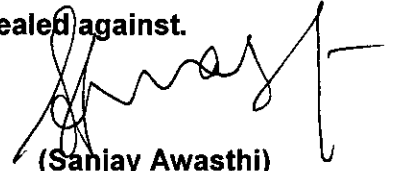
- (i) Non submission of the printout of online application within 15 days of the online application.
- (ii) Non submission of N.O.C. from affiliating body.

AND WHEREAS Appeal Committee noted that NCTE (HQ) issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Appellant institution submitted printout of online application on 18/06/2015 and as such refusal on this ground is not sustainable. So far as non submission of N.O.C. from affiliating body is concerned, Appellant stated that for institutions established under Minority Educational Institution Act, 2004, N.O.C., if not rejected and communicated to the applicant is deemed to be approved. In the present case appellant institution had applied for grant of N.O.C. to the affiliating body on 19/05/2015 and N.O.C. was not granted till 19.08.2015.

AND WHEREAS Appeal Committee is of the view that Regional Committee has no mechanism to verify the status of issue of N.O.C. by different affiliating body in favour of institution with minority status and onus lies on the applicant to seek N.O.C. from the affiliating body and submit it to the concerned Regional Committee before the stipulated date. The last date for submission of hard copy of application for academic session 2016-17 alongwith N.O.C. was 15.07.2015. The applicant institution ought to have been more diligent and cautious in sending its application as per the schedule and now cannot of its own conclude that they can still submit N.O.C. Appeal Committee finally decided to confirm the refusal order dated 20.11.2015 issued by W.R.C., Bhopal for the reason that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.11.2015 issued by W.R.C. Bhopal for the reasons that applicant institution has not submitted N.O.C. from the affiliating body before 15.07.2015.

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, Azam College of Education, 2390, K.B. Hidayatullah Road, Azam Campus, Camp, Pune – 411001, Maharashtra.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



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F.No.89-44/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

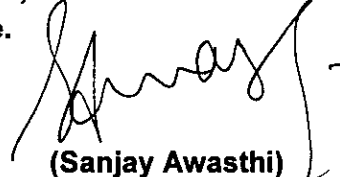
WHEREAS the appeal of Channabasavarmma Deshmukh College of Education for Women, Bidar District – Karnataka dated 12/01/2016 is against the Order No. SRO/NCTE/SRCAPP2238/B.Ed/KA/2015/78617 dated 08/12/2015 of the Southern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that “The institution has not submitted printout of the application made online as required under sub-regulation (4) of Regulation 5 within fifteen days of the submission of the online application.”

AND WHEREAS No one from, Channabasavarmma Deshmukh College of Education for Women, Bidar District – Karnataka presented the case of the appellant institution on 25/04/2016. In the appeal memoranda it was submitted that “delay is due to, affiliating body issued NOC on 28/05/2015”.

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. course on 24.04.2015 and hard copy thereof was submitted on 04.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to S.R.C., Bangalore for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to remand back the case to S.R.C., Bangalore for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Channabasavarmma Deshmukh College of Education for Women, Bidar District – Karnataka to the SRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Channabasavarmma Deshmukh College of Education for Women, 25/1, Own Building, Gornalli, Bidar District – Karnataka – 585403.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bengaluru.**



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F.No.89-45/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 21/6/16

ORDER

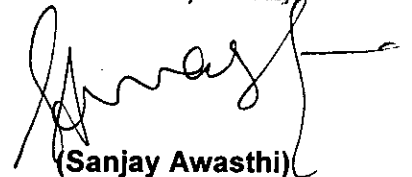
WHEREAS the appeal of Asom Sikshak Prashikshan Mahavidyalaya, City – Guwahati, Dist-Kamrup(M), Assam dated 14/01/2016 is against the Order No. ERC/7-197.9.32/ERCAPP3457/(D.El.Ed. Addl. Course)/2015/37890 dated 17/11/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. (Add.) course on the grounds that the date of application through online is 15/06/2015 and date of dispatch of printout of online application is 03/07/2015 i.e. after 15 days of submission of online application.

AND WHEREAS Sh. Narendra Nath Sharma, President Governing Body and Naba Jyoti Sharma, Office Assistant, Asom Sikshak Prashikshan Mahavidyalaya, City – Guwahati, Dist-Kamrup (M), Assam presented the case of the appellant institution on 25/04/2016. In the appeal and during personal presentation it was submitted that delay occurred due to misunderstanding of the last date of submission of printout of online application.

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 15.06.2015 and hard copy thereof was submitted on 03.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Asom Sikshak Prashikshan Mahavidyalaya, City – Guwahati, Dist-Kamrup(M), Assam to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Asom Sikshak Prashikshan Mahavidyalaya, P.O.-Gauhati University, City – Guwahati, Dist-Kamrup(M), Assam – 781014.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.**



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F.No.89-48/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Shri Balaji Shiksha Mahavidyalaya, Amla, Betul, Madhya Pradesh dated 18/01/2016 is against the Order No. WRC/APP2734/223/235th/2015/156449 dated 03/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the College applied online on 29/05/2015. However, the hard copy was received on 29/06/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

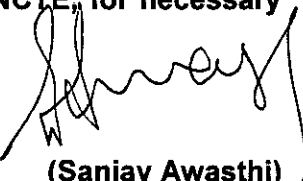
AND WHEREAS Sh. Anurag Mishra, President, Shri Balaji Shiksha Mahavidyalaya, Amla, Betul, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation and in a letter dt. 26.04.2016 it was submitted that they have applied online on 29/05/2015 and the hard copy was submitted in WRC office on 26/06/2015. (wrongly mentioned as 29/06/2015). NCTE had invited online applications from 01/03/2015 and last date of submission is 31/05/2015. After that NCTE displayed an advertisement in different newspapers as well as NCTE website regarding extension of online submission of application date to 30/06/2015. They have submitted the hard copy of their application before 30.06.2015. The NCTE in their letter dt. 14.01.2016, extended the last date for submission of hard copy to 15.07.2015.

AND WHEREAS the Committee noted that the Council has issued instructions to all their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for the submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 29.05.2015 and submitted the hard copy of the application to the W.R.C. on 29.06.2015 by hand. Since the hard copy of the application was submitted within the extended date i.e. 15.07.2015, the Committee

concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulation.

NOW THEREFORE, the Council hereby remands back the case of Shri Balaji Shiksha Mahavidyalaya, Amla, Betul, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shri Balaji Shiksha Mahavidyalaya, 700/3, Gunkirti Shiksha Samiti, 3, Amla, Betul, Madhya Pradesh – 460551.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-49/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Shree Kamireddy Sivaramireddy College of Elementary Education, Visakhapatnam, Andhra Pradesh dated 14/01/2016 is against the Order No. SRO/NCTE/SRCAPP14641/D.El.Ed.-AI/AP/2016-1776267 dated 15/10/2015 of the Southern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed.-AI course on the ground that "the institution has not submitted hard copy of application within 15 days from the date of online submission of application."

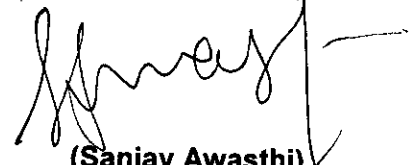
AND WHEREAS the submission of appeal has been delayed by 30 days beyond the prescribed time limit of 60 days. The appellant submitted that they received the rejection order dt. 15.10.2015, which was despatched by S.R.C. on 14.11.2015 through speed post on 19.11.2015 and thereafter they submitted their appeal which is within 60 days of the date of receipt of the order. In support of their claim, the appellant submitted a track report of the order sent by the S.R.C. by speed post. In view of these submissions, the Committee decided to condone the delay and consider the appeal.

AND WHEREAS Sh. K. Venkata Reddy, Representative, Shree Kamireddy Sivaramireddy College of Elementary Education, Visakhapatnam, Andhra Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "hard copies of online application had been sent to the office of the Regional Director, NCTE, SRC, Bangalore-72 through speed post on 13/07/2015. In support of the claim the appellant submitted the acknowledgement which was obtained from the India Post (RL Visakhapatnam RMS 530004). The obtained number is BRN969568802IN dated 13/07/2015. The appellant further submitted that, the online application was submitted on 29/06/2015 and the hard copies of online application were dispatched on 13/07/2015 i.e. within 15 days from the date of online submission of application."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for the submission of the hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 29.6.2015 and submitted the hard copy of the application with their letter dt. 13.07.2015 by speed post on 13.07.2015, which was received in the S.R.C. on 17.07.2015. Since the hard copy of the application was submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the S.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to SRC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Shree Kamireddy Sivaramireddy College of Elementary Education, Visakhapatnam, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Shree Kamireddy Sivaramireddy College of Elementary Education, 154/1, 3, 4, 5, 6, 7, 8, 9, Sale Deed, 0, Gollalapalem, Visakhapatnam, Andhra Pradesh – 531021.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



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F.No.89-50/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Mother D.Ed. College, Vishakhapatnam, Andhra Pradesh dated 14/01/2016 is against the Order No. SRO/NCTE/SRCAPP14750/D.El.Ed/AP/2016-17/76208 dated 15/10/2015 of the Southern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed. course on the ground that "the institution has not submitted hard copy of application within 15 days from the date of online application."

AND WHEREAS the submission of the appeal is delayed by 30 days beyond the prescribed time limit of 60 days. The appellant submitted that while uploading the details of appeal in the official website of NCTE they faced many difficulties including failure to get the online appeal code generated. Finally they could get the code generated on 14.01.2016 and submitted the appeal. In view of these submissions, the Committee decided to condone the delay and consider the appeal.

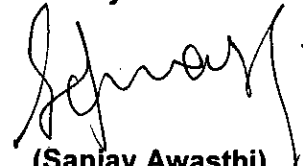
AND WHEREAS Sh. K.B.L.R.M. Naidu, Administrator, Mother D.Ed. College, Vishakhapatnam, Andhra Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "they dispatched the hard copy of the online application alongwith relevant documents through India Post (RMS) on 14/07/2015 to the Southern Regional Office, NCTE, Bangalore. The online application was submitted on 30/06/2015 and the hard copies were dispatched on 14/07/2015, i.e. within 15 days which is permissible under the Regulations of NCTE 2014. The India Post (RMS) number is "B RN969565576IN" dated 14/07/2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 30.06.2015 and submitted the hard copy of the application

with their letter dt. 13.07.2015 by speed post on 14.07.2015, which was received in the S.R.C. on 20.07.2015. Since the hard copy of the application was submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the S.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to SRC with a direction to process the application further as per the NCTE Regulations.

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Mother D.Ed. College, 210/1, Mother Educational Society, Yallavaram Dondapeta, Vishakhapatnam, Andhra Pradesh – 531115.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



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F.No.89-51/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

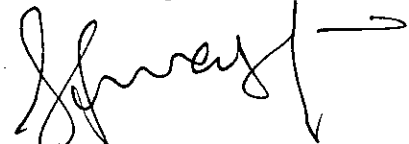
WHEREAS the appeal of Angira College of Education, Niwari, Tikamgarh, Madhya Pradesh dated 29/01/2016 is against the Order No. WRC/APP2915/223/235th/2015/156517 dated 03/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the college applied online on 30/05/2015. However, the hard copy was received on 15/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

AND WHEREAS Sh. Rupesh Kumar, Trustee, Angira College of Education, Niwari, Tikamgarh, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "in the letter no. F.49-20/2014/NCTE/N&S/ dated 14/01/2016 the date of acceptance of the hardcopy of the applications for session 2016-17 has been extended upto 15th July 2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 30.05.2015 and submitted the hard copy of the application with their letter dt. 1.07.2015 by courier on 13.07.2015, which was received in the W.R.C. on 15.07.2015. Since the hard copy of the application was submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulations.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Angira College of Education, 147/529/2, 147/530, Angira Foundation, Niwari Bhata, Tikamgarh, Madhya Pradesh – 472442.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-52/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Patwa College, Neemuch, Madhya Pradesh dated 28/01/2016 is against the Order No. WRC/APP2886/223/235th/2015/156485 dated 03/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the college applied online on 30/05/2015. However, the hard copy was received on 15/06/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

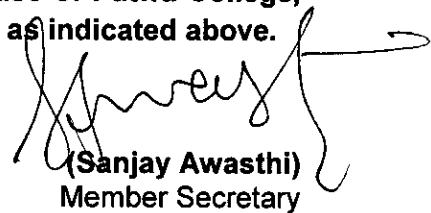
AND WHEREAS Sh. Vikas Kharb, Admin. Officer, Patwa College, Neemuch, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "the application was submitted online on 30/05/2015 and hard copy of it was dispatched to the Regional Office, Bhopal on 09/06/2015 through Speed Post which hardly takes 3 to 4 days from Neemuch to Bhopal. But they found that the application was received there on 15/06/2015 i.e. in 7 days of dispatch which is delayed by the side of Indian Post. The appellant also submitted that they had been informed by the helpline number that they can submit the online application on or before the last date i.e. 31st May, 2015, which was later increased up to 10th June, 2015. They have submitted the application on time on 30th May, 2015. They were also informed that they can submit the NOC later on by post and they sent it on 10th July, 2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 30.05.2015 and submitted the hard copy of the application by

speed post on 09.06.2015, which was received in the W.R.C. on 15.06.2015. Since the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulations.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Patwa College, 131, Patwa Foundation Trust, 131, Jhanjarwara, Neemuch, Madhya Pradesh – 458441.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-53/2016 Appeal/5th Meeting-2016**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Krishna Bora B.Ed. College, Lanka, Nagaon, Assam dated 27/01/2016 is against the Order No. ERC/7-198.9(i).1/ERCAPP3228/D.El.Ed.(Addl. course)/2015/39462 dated 01/12/2015 of the Eastern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed. (Additional course) on the grounds that "the date of application through online is 30/05/2015 and date of dispatch of printout of online application is 27/06/2015 i.e. after 15 days of submission of online application."

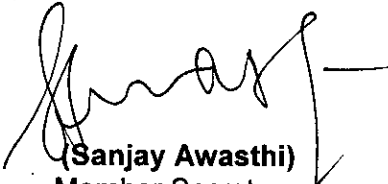
AND WHEREAS Sh. Mustafizur Rahman, Principal and Sh. Narayan Debnath, Representative, Krishna Bora B.Ed. College, Lanka, Nagaon, Assam presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "they have submitted online application on 30/05/2015 and the printout copy of the said application was dispatched on 27/06/2015. This happened due to their misunderstanding of the section of 7(2)(b) NCTE Regulation 2014 that they have to submit the printout copy within 15 days of submission of the online application, which was misunderstood to be 15 days from the last date of online submission of application i.e. 30/06/2015. The appellant also submitted that forfeiture of the processing fee amounting to Rs. 1.5 lakhs is not only disproportionate to the minor lapse occurring on their part but it is also a substantial financial loss for their fledgling institution and hence the Hon'ble Council instead of forfeiting the same may appropriate the amount by granting them recognition to run the D.El.Ed programme as per their application dated 30/05/2015 after condoning the delay in submitting the printout copy."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 30.05.2015 and submitted the hard copy of the application

with their letter dt. 20.06.2015 by speed post on 27.06.2015, which was received in the E.R.C. on 1.07.2015. Since the hard copy of the application was submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the E.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Krishna Bora B.Ed. College, Lanka, Nagaon, Assam to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, Krishna Bora B.Ed. College, 1154, Lanka, Nagaon, Assam – 782446.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-54/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

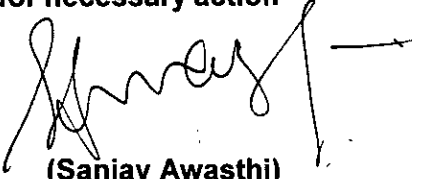
WHEREAS the appeal of Shri Sai Nath Shiksha Mahavidyalaya, Gwalior, Madhya Pradesh dated 25/01/2016 is against the Order No. WRC/APP3127/223/235th/2015/156204 dated 01/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the case file was seen. The college applied online on 29/06/2015. However, the hard copy was received on 15/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

AND WHEREAS Shri Sai Nath Shiksha Mahavidyalaya, Gwalior, Madhya Pradesh was asked to present the case of the appellant institution on 26/04/2016 but nobody appeared. In the appeal it was submitted that "the hard copy was submitted through speed post on 11/07/2015 which ought to have been received on 13/07/2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant has filed their application online on 29.06.2015 and submitted the hard copy of the application with their letter dt. 30.06.2015 by speed post on 11.07.2015, which was received in the W.R.C. on 15.07.2015. Since the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Shri Sai Nath Shiksha Mahavidyalaya, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Manager, Shri Sai Nath Shiksha Mahavidyalaya, Shri Sant Kartar Singh Kalyan, 522, Purasani, Gwalior, Madhya Pradesh – 474001.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.**



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F.No.89-55/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 26/14

ORDER

WHEREAS the appeal of Arya College of Education, Hisar, Haryana dated 29/01/2016 is against the Order No. NRC/NCTE/NRCAPP-4002/244th Meeting/2015/130248 dated 30/11/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "in response of the SCN dated 21/08/2015, the institution has not submitted No Objection Certificate issued by the concerned affiliating body for additional intake of one unit of D.El.Ed. from the session 2016-17 as required under clause 5(3) of the NCTE Regulations, 2014."

AND WHEREAS Dr. Ajay Arya, Secretary, Arya College of Education, Hisar, Haryana presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation and in a letter dt. 28.04.2016, the appellant made submissions regarding various issues. Specifically, with reference to "the only ground on which recognition has been refused, namely, non-submission of a N.O.C. from the affiliating body for the proposed additional intake of one unit in D.El.Ed. course, the submissions made by the appellant are briefly as follows:-

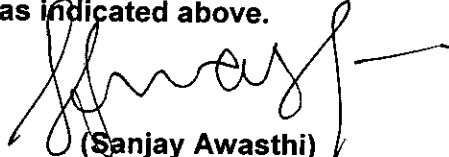
- (i) The Hon'ble High Court of Punjab and Haryana in their order dt. 06.08.2014 in CWP No. 1643 of 2013 directed that applications filed by the institutions which were rejected on the basis of negative recommendations of the State Government, will be considered on their own merits when new Regulations are made in 2014 and the earlier rejection shall not be used against the petitioners.
- (ii) The applications received by N.R.C. on or before 31.12.2012 are to be considered on their own merits as per the Regulations issued by the Council on 31.08.2009.

- (iii) N.R.C. issued letters to the State Government of Haryana and the SCERT, Haryana on 1.04.2015 and the SCERT in their letter dt. 24.04.2015 returned the application received from N.R.C. to the Director, Secondary Education, Haryana.
- (iv) The affiliating body i.e. SCERT is working under the policy of the State Government and both the State Government and affiliating body are not issuing NOCs.
- (v) As per the orders of the Hon'ble High Court of Punjab and Haryana, negative recommendation are not to be used against the appellant and their case should be considered on merits as per the 2014 Regulations.
- (vi) The appellant has replied to the Show Cause Notices issued by the N.R.C. and submitted that the N.O.C. from the affiliating body is not required as per the orders of the Hon'ble High Court."

AND WHEREAS the Committee noted that the N.R.C. issued a Show Cause Notice to the appellant on 21.08.2015 asking for various informations and documents mentioned therein. The appellant replied by their letter dt. 14.09.2015 in which he inter-alia submitted that their institution is already affiliated to the Board of School Education, Haryana, Bhiwani for running the D.El.Ed. course. After considering the reply, N.R.C. refused recognition on the ground of non-submission of N.O.C. from the affiliating body. The Committee noted that N.O.C. from the affiliating body is to be enclosed with the applications invited /submitted as per the provisions of the NCTE Regulations 2014. Taking into account the fact that the application under consideration was submitted prior to 2014 Regulations came into force and other submissions made by the appellant, refusal of recognition for an additional intake in D.El.Ed. course on the ground of non-submission of N.O.C. from affiliating body does not seem to be justified. Therefore the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Arya College of Education, 11/6 MIN Khatoni No. 20, Murabba No. 106, Kila No. 23 (8-0), Bherian, Hissar, Haryana – 125004.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



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F.No.89-56/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Dharmendra Singh Memorial College, Greater Ganga, Ganga Nagar, Meerut, Uttar Pradesh dated 18/01/2016 is against the Order No. NRC/NCTE/NRCAPP-7386/244th Meeting/2015/129448 dated 19/11/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the ground that "the institution has not submitted compliance / documents as required in Show Cause Notice issued by NRC, NCTE."

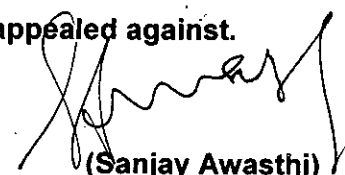
AND WHEREAS Sh. Neeraj Chaudhary, Secretary and Sh. Rabel Rai, Teacher, Dharmendra Singh Memorial College, Greater Ganga, Ganga Nagar, Meerut, Uttar Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation and in a letter dt. 19.01.2016 it was submitted that "suddenly a team of NRC, NCTE visited this institution without information and asked for inspection and all records, while authorised person was not in position to be present there due to illness and the VT was asked to visit next time and a request was also made to the NRC, NCTE office through VT team. It is also submitted that thereafter, without considering their request, N.R.C. in their letter dt. 19.11.2015 refused recognition. A copy of an undated letter purported to have been written to the inspection team for postponing the date of inspection has been enclosed to the appeal."

AND WHEREAS the Committee noted that the N.R.C. issued a combined letter on 13.12.2013 proposing inspection of eight institutions, including the appellant, during the period 15.12.2013 and 30.12.2013 under intimation to the concerned institutions. Since the appellant institution did not get itself inspected as proposed, N.R.C. issued a show cause notice dt. 10.09.2015. The appellant did not send any reply and the N.R.C. refused recognition. Incidentally, it is noticed that the undated letter stated to have been written to the inspection team is not in the file.

AND WHEREAS in view of the above position, 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, 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 General Secretary, Dharmendra Singh Memorial College, H.No.62, Greater Ganga, Ganga Nagar, Meerut, Uttar Pradesh – 250001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-67/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of P.A. College of Education, Pollachi, Coimbatore, Tamil Nadu dated 30/12/2015 is against the Order No. SRO/ SRCAPP2753/M.Ed/TN/2016-17/79061 dated 22/12/2015 of the Southern Regional Committee, rejecting their application for grant of recognition for conducting M.Ed. course on the grounds that "the reply to the show cause notice issued regarding non-submission of N.O.C. issued by the affiliating body alongwith the application was not satisfactory."

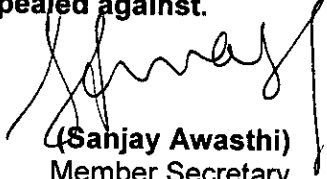
AND WHEREAS Dr. S. Selvin, Principal, P.A. College of Education, Pollachi, Coimbatore, Tamil Nadu presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "they have received a letter from the affiliating University Ref. No. TNTEU/CC/NOC/2015/1130 dt. 29/06/2015 and a copy of the same has been forwarded. They have also submitted their reply regarding this vide their letter Ref. No. PACOE/2015-16/NCTE/04 dt. 30/10/2015."

AND WHEREAS the Committee noted that the S.R.C. issued a Show Cause Notice dt. 21.10.2015 on the ground that a No Objection Certificate issued by the affiliating body has not been submitted alongwith the application as required under the provisions of Clause 5(3) of the NCTE Regulations, 2014. The appellant replied to the show cause notice on 30.10.2015 stating that they have submitted a request to Tamil Nadu Teachers Education University and the university in their letter dt. 29.06.2015 informed them that while the appellant college has been granted affiliation for offering B.Ed. programmes, they are awaiting guidance from the Government of Tamil Nadu in respect of issuing N.O.C. to this college for offering M.Ed. programme. The University in their letter dt. 29.06.2015, a copy of which has been endorsed to the Regional Director, S.R.C. suggested processing of the application, pending submission of N.O.C. by the university. The Committee also noted that though the appellant in their letter dt. 04.11.2015 requested the S.R.C. to give fifteen days of time for obtaining the N.O.C. from the university and submitting it to the S.R.C., they have not been able to do so

resulting in the issue of rejection order dt. 22.12.2015. In these circumstances, the Committee concluded that the S.R.C. was justified in rejecting the application and therefore, the appeal deserved to be rejected and the order of the S.R.C. confirmed.

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

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


(Sanjay Awasthi)
Member Secretary

1. The Secretary, P.A. College of Education, Palladam Road, Puliampatti, Pollachi (TK), Coimbatore, Tamil Nadu – 642002.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



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F.No.89-87/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 2/6/16

ORDER

WHEREAS the appeal of Vishwamitra Degree College, Vill.-Sangathera, Post – Mahangi, Dist.-Saharanpur, Uttar Pradesh dated 19/01/2016 is against the Order No. NRCAPP/7726/243rd Meeting/2015/125054 dated 09/10/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that “the institution in response to show cause notice dt. 17.08.2015 has not submitted (i) list of faculty approved by the affiliating body; (ii) A proof/evidence to the effect that it is a composite institution as per provisions of the NCTE Regulations, 2014; (iii) In case the institutions which are not composite at present shall ensure that they become composite institution before commencement of the academic session 2016-17. An affidavit to this effect to be submitted by the institution to the NRC, NCTE; (iv) No Objection Certificate issued by the concerned affiliating body as required under clause 5(3) of the NCTE Regulations, 2014.”

AND WHEREAS the submission of the appeal has been delayed by one month and 10 days beyond the prescribed time limit of 60 days. The appellant in his letter dt. 26.04.2016 submitted that due to delay in the university for approval of selected teachers and grant of N.O.C. the appeal could not be submitted within 60 days. The Committee, noting the submission decided to condone the delay and consider the appeal.

AND WHEREAS Sh. Anil Kr. Sharma, M.D. and Sh. R.D. Sharma, Trusty, Vishwamitra Degree College, Vill.-Sangathera, Post – Mahangi, Dist.-Saharanpur, Uttar Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that “there was delay in Teachers approval by C.C.S. University. Along with the appeal, the appellant submitted an affidavit stating that they will ensure that their college will become a composite institution before commencement of the academic session 2016-17 and towards this end they have

applied to CCS University for two courses, namely, B.A. & B.Com. To that affidavit a copy of online application for affiliation has been enclosed. The appellant with his letter dt. 26.04.2016 enclosed a copy of the C.C.S. University letter dt. 13.01.2016 approving the teaching faculty, a copy of that university's letter dt. 11.02.2016 addressed to the Distt. Officer, Saharanpur, regarding action on No objection and copies of FDRs dt. 24.09.2015 for Rs. 7 lakhs and Rs. 5 lakhs, jointly taken with the Regional Director, N.R.C."

AND WHEREAS the Committee noted that the N.R.C. issued a Letter of Intent to the institution on 13.03.2015. As the appellant did not send any reply, N.R.C. issued a Show Cause Notice on 17.08.2015. In reply to the show cause notice, the appellant in their letter dt. 15.09.2015 informing that they have applied for teachers approval to the C.C.S. University, Meerut which is pending, requested extension of about 30 days for a reply of L.O.I. Along with that reply, the appellant sent a copy of the letter dt. 10.03.2015 issued by C.C.S. University nominating experts for selection of teachers. However, the N.R.C. in their meeting held on 28-30 September, 2015 decided to refuse recognition and issued the refusal order on 09.10.2015.

AND WHEREAS the Committee noted that while the appellant requested for extension of time of 30 days to reply to the L.O.I., the N.R.C. even before the expiry of that period decided to refuse recognition and issued orders. The Committee also noted that on the other hand, the appellant furnished an affidavit about becoming a composite institution and information about applying for affiliation of other courses only with the appeal. Further a copy of the university's approval dt. 13.01.2016 and copies of the F.D.Rs have been furnished by the appellant with his letter dt. 26.04.2016. In these circumstances, the Committee concluded that the N.R.C. was justified in refusing recognition on the grounds mentioned in their order 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, 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.

-3-

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


(Sanjay Awasthi)
Member Secretary

- 1. The Secretary, Vishwamitra Degree College, Vill.-Sangathera, Post – Mahangi Distt. - Saharanpur, Uttar Pradesh – 247341.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.**



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F.No.89-91/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Malwa Institute of Teacher Education, Indore, Madhya Pradesh dated 23/01/2016 is against the Order No. WRC/APP2860/223/235th/2015/156523 dated 03/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the college applied online on 30/05/2015. However, the hard copy was received on 09/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

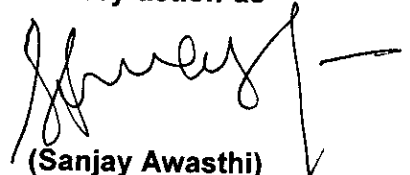
AND WHEREAS Sh. Akash Shivhare, Secretary and Sh. Lucky Vijayvargiya, Registrar, Malwa Institute of Teacher Education, Indore, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "the online application was submitted on 30th May 2015 and at the same time, the date for submission of application was extended up to 30th June 2015. Before applying online, the Society had applied for NOC from the concerned University which was a required part of the manual application. In this connection, they made enquiries from NCTE main office as well as Regional office about submission of manual application form and it was confirmed that the date has already been extended, no matter when they submitted their online application and now they may submit the hard copy of application form along with necessary enclosures up to 15th July, 2015. On the basis of the above confirmation the Society awaited for NOC which was issued by the concerned University on 30th June 2015. It was enclosed with the application and same was forwarded to NCTE Regional office by speed post on 2nd July 2015 (copy of speed post acknowledgement attached)."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the

last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant filed their application on line on 30.06.2015 and submitted the hard copy of the application with their letter dt. 30.06.2015 by speed post on 02.07.2015, which was received in the W.R.C. on 09.07.2015. Since the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Malwa Institute of Teacher Education, Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Chairman/Secretary, Malwa Institute of Teacher Education, Nipania Indore Dewas Bypass Road in front of Best Price, Indore, Madhya Pradesh - 452016.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-94/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

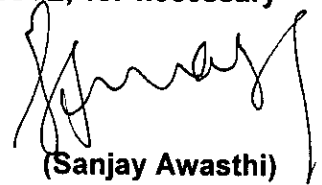
WHEREAS the appeal of Netaji Subhash Chandra Bose College, Sarni, Betul, Madhya Pradesh dated 23/01/2016 is against the Order No. WRC/APP2650/223/235th/2015/156458 dated 03/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "the college applied online on 27/05/2015. However, the hard copy was received on 09/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited."

AND WHEREAS Sh. Pulkit Malviya, Representative, Netaji Subhash Chandra Bose College, Sarni, Betul, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "they have applied online on 27.05.2015, the last date for submission of applications online was extended from 31.05.2015 to 30.06.2015, last date for submission of applications with mandatory N.O.C. was also extended upto 15.07.2015 and they have submitted the application with necessary documents in W.R.C. on 09.07.2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant filed their application online on 27.05.2015 and submitted the hard copy of the application in the W.R.C. on 09.07.2015. Since, the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to WRC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Netaji Subhash Chandra Bose College, Sarni, Betul, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Netaji Subhash Chandra Bose College, Sarni, 16/1, 16/8, 54/2-3, NSCB College, Sarni, Betul, Madhya Pradesh – 460447.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-95/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 2/6/16

ORDER

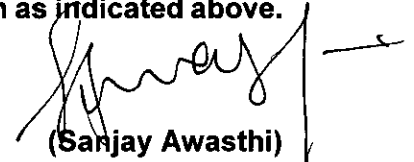
WHEREAS the appeal of Basic Training Centre, Howly, Barpeta, Assam dated 21/01/2016 is against the Order No. ERC/7-198.9(i).2/ERCAPP2950/D.El.Ed/2015/39453 dated 01/12/2015 of the Eastern Regional Committee, rejecting their application for grant of recognition for conducting D.El.Ed. course on the grounds that "the date of application through online is 29/05/2015 and date of dispatch of printout of online application is 18/06/2015 i.e. after 15 days of submission of online application. In view of the above the Committee decided as under: The application of the institution is summarily rejected as per clause 7(2)(b) of NCTE Regulations 2014."

AND WHEREAS Sh. Jiauddin Khan, Instructor, Basic Training Centre, Howly, Barpeta, Assam presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation and in a letter dt. 26.04.2016 "failure to submit the print out of the application within 15 days of online application was admitted."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant filed their application online on 29.05.2015 and submitted the hard copy of the application with their letter dt. 16.06.2015 by speed post on 18.06.2015, which was received in the E.R.C. on 29.06.2015. Since the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the E.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to ERC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Basic Training Centre, Howly, Barpeta, Assam to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, Basic Training Centre, 208, Govt. Land 208, N.A. Howly, Barpeta, Assam – 781316.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-96/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Krishna Institute of Education Girls, Ghaziabad, Uttar Pradesh dated 23/01/2016 is against the Order No. NRC/NCTE/NRCAPP-3863/244th Meeting/2015/129830 dated 24/11/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted the list of appointed teachers in response to the show cause notice dated 25/08/2015 and No Objection Certificate issued by the concerned affiliating body as required under clause 5(3) of the NCTE Regulations, 2014."

AND WHEREAS Sh. Sandeep Kr. Garg, Chairman, Krishna Institute of Education Girls, Ghaziabad, Uttar Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation and in a letter dt. 26.04.2016 it was submitted that "the list of faculty was duly approved by the concerned University (C.C.S. University, Meerut) on dated 22/01/2016 with letter No. – 3253 and attached the approval letter. In this letter the names of a principal and 12 lecturers were approved. The appellant with their letter dt. 26.04.2016 enclosed a copy of the No Objection Certificate dt. 06.02.2016 issued by C.C.S. University, Meerut and a copy of another letter dt. 25.04.2016 from that university approving three lecturers in Music, Drawing and Physical Education."

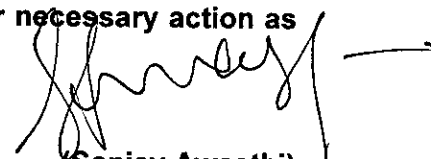
AND WHEREAS the Committee noted that the N.R.C. issued a Letter of Intent to the appellant on 17.03.2015 and as no reply was received, they issued a show cause notice on 14.06.2015. The appellant sent a reply (undated) to the show cause notice, which was received in the N.R.C. ON 14.07.2015. With this reply the appellant enclosed a copy of their letter to CCS University for nomination of subject experts for selection of teaching faculty. The N.R.C. issued another show cause notice on 25.08.2015. The appellant sent a reply (undated) to this show cause notice, which was received in the N.R.C. on 24.09.2015. With that letter the appellant forwarded a copy of their letter dt.

'Nil' written to C.C.S. University, Meerut requesting them to nominate subject experts for selection of principal and teachers and an affidavit undertaking that they will ensure that the institution will become a composite institution before the commencement of the academic session 2016-17. The appellant in their reply stated that they have been informed that the university will issue N.O.C. only after NCTE grants recognition [under Clause 7(16)]. After considering the reply, N.R.C. decided to refuse recognition on the grounds mentioned in their order.

AND WHEREAS the Committee, noting that the appellant has replied to the two show cause notices issued by the N.R.C. and the C.C.S. University has since approved the teaching faculty and also issued a No Objection Certificate, concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the Regulations. The appellant is directed to submit copies of the letters approving the teaching faculty and No Objection Certificate issued by the affiliating university to the N.R.C. within 15 days of receipt of the orders on the appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC with a direction to take further action as per the Regulations. The appellant is directed to submit copies of the letters approving the teaching faculty and No Objection Certificate issued by the affiliating university to the N.R.C. within 15 days of receipt of the orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Krishna Institute of Education Girls, Ghaziabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Appellate, Krishna Institute of Education Girls 1/77, Chiranjeev Vihar, Ghaziabad, Uttar Pradesh – 201002.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-98/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

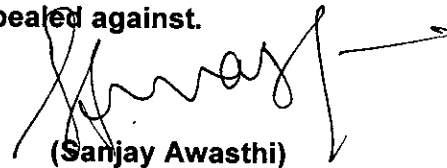
WHEREAS the appeal of Shri Harakchand Chourdiya College, Bhanpura, Mandsaur, Madhya Pradesh dated 25/01/2016 is against the Order No. WRC/APP3155/223/232nd/2015/156244 dated 01/12/2015 of the Western Regional Committee, rejecting their application for grant of recognition for conducting B.Ed. course on the grounds that "in this case, the institute has submitted the printout of the application after 15 days of the submission of the online application. Regulation 7 of NCTE Regulations, 2014 mandates that the printout of the application should be submitted within 15 days of the submission of the online application. Hence, the application is summarily rejected."

AND WHEREAS Sh. Vishal Soni, Ass. Prof., Shri Harakchand Chourdiya College, Bhanpura, Mandsaur, Madhya Pradesh presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "the delay was due to the Registrar, Vikram University, Ujjain, who has not issued NOC within time. NOC was issued on 17/07/2015 and application with necessary documents was submitted on 20/07/2015 excluding holidays 18-19, July 2015."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant filed their application online on 29.06.2015 and submitted the hard copy of the application in the W.R.C on 20.07.2015. Since the hard copy of the application has not been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the W.R.C. was justified in rejecting the application and therefore, the appeal deserved to be rejected and the order of the W.R.C. confirmed.

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

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


(Sanjay Awasthi)
Member Secretary

1. The Principal, Shri Harakchand Chourdiya College, 838, Diverted, 838, Lotkhedi, Bhanpura, Mandsaur, Madhya Pradesh – 458775.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-99/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Budha College of Education, Ramba, Karnal, Haryana dated 25/01/2016 is against the Order No. NRC/NCTE/NRCAPP-3772/244th Meeting/2015/130176 dated 26/11/2015 of the Northern Regional Committee, refusing recognition for conducting M.Ed. course on the ground that "copy of building plan duly approved by competent authority including name of course not submitted."

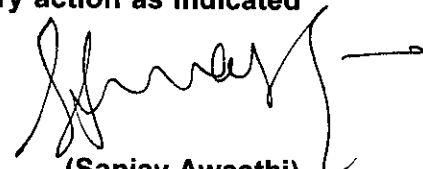
AND WHEREAS Sh. Nitesh Gupta, Secretary and Dr. Rizwaan, Principal, Budha College of Education, Ramba, Karnal, Haryana presented the case of the appellant institution on 26/04/2016. In the appeal and during personal presentation it was submitted that "the proposed M.Ed. course which is applied for recognition from NCTE, Jaipur, will be run in the same building in which Budha College of Education is already running two courses – B.Ed. and D.Ed. simultaneously. The approved building plan is already submitted to NCTE, Jaipur from time to time whenever required: First time with application for M.Ed. course: Ref. No. BCE/12/723, dated 26/12/2012 (submitted on 31/12/2012 with diary no. 47511). In reply to removal of deficiencies also the building plan was submitted. In the course of personal presentation the appellant submitted a copy of the building plan approved by Sarpanch, Gram Panchyat, Ramba (Karnal)."

AND WHEREAS the Committee noted that the N.R.C. issued a show cause notice dt. 24.08.2015 asking for various informations and documents. The appellant replied on 22.09.2015. The N.R.C. after considering the reply refused recognition on the ground mentioned in their order. The Committee noted that the building plan submitted by the appellant initially with his application dt. 26.12.2012, showed that it was approved by Sarpanch, Gram Panchayat, Ramba (Karnal), though the name of the course was not mentioned therein. A copy of the plan which was furnished along with the reply to the show cause notice contained the names of the courses but not the signature of the Panchayat authority. The copy of the building plan submitted in the course of personal

hearing contained the names of the courses as well as the signature of Sarpanch, Gram Panchayat, Ramba (Karnal). Taking into account the submission of the appellant that the proposed M.Ed. course will be conducted in the same building in which B.Ed. and D.Ed. courses are being conducted and the copies of the building plan submitted with the application as well as during hearing of the appeal bear the signatures of Sarpanch, Gram Panchayat, Ramba (Karnal), the Committee concluded that the matter deserved to be remanded to the N.R.C. with a direction to take further action as per the NCTE Regulations. The appellant is directed to send a copy of the building plan containing the names of the course and signature of Gram Panchayat authorities to the NRC within 15 days of receipt of the orders on appeal.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserves to be remanded to NRC with a direction to take further action as per the NCTE Regulations. The appellant is directed to send a copy of the building plan containing the names of the course and signature of Gram Panchayat authorities to the NRC within 15 days of receipt of the orders on appeal.

NOW THEREFORE, the Council hereby remands back the case of Budha College of Education, Ramba, Karnal, Haryana to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Budha College of Education, 115/25/2, 138/5/2 (3/12), 6/1/1, Institutional 166/161, Ramba, Karnal, Haryana – 132001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



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F.No.89-100/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

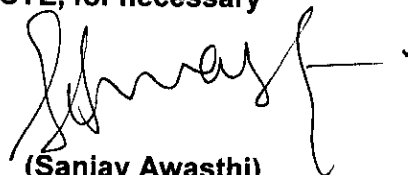
WHEREAS the appeal of Madhira Brahma Reddy College of Education, Kadad, Nalgonda, Telangana dated 28/01/2016 is against the Order No. SRO/NCTE/SRCAPP3277/B.A.B.Sc./TS/2016-17/76212 dated 15/10/2015 of the Southern Regional Committee, rejecting their application for grant of recognition for conducting B.A., B.Sc. course on the ground that "the institution has not submitted hard copy of application within 15 days from the date of online submission of application. In the order it is mentioned that the date of online application is 1.06.2015 and date of submission of hard copies of the application is 29.06.2015."

AND WHEREAS Madhira Brahma Reddy College of Education, Kadad, Nalgonda, Telangana was asked to present the case of the appellant institution on 26/04/2016 but nobody appeared. In the appeal it is submitted that "the online application was filed on 1.06.2015 and the hard copies were despatched by speed post on 13.06.2015. It is further submitted that they received the papers back undelivered on 25.06.2015, which were despatched again on 26.6.2015 by speed post. A copy of the speed post receipt dt. 26.06.2015 has been enclosed to the appeal."

AND WHEREAS the Committee noted that the Council has issued instructions to their Regional Committees informing them that, for 2016-17, 15th July, 2015 will be the last date for submission of hard copies of the applications with N.O.C., irrespective of the date of online submission. The Committee also noted that the appellant filed their application online on 1.06.2015 and submitted the hard copy of the application by speed post on 26.06.2015. Since the hard copy of the application has been submitted within the extended date i.e. 15.07.2015, the Committee concluded that the matter deserved to be remanded to the S.R.C. with a direction to process the application further as per the NCTE Regulations.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records, the Committee concluded that the appeal deserves to be remanded to SRC with a direction to process the application further as per the NCTE Regulations.

NOW THEREFORE, the Council hereby remands back the case of Madhira Brahma Reddy College of Education, Kadad, Nalgonda, Telangana to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary/Correspondent, Madhira Brahma Reddy College of Education, 138, Paleannaram, Kodad, Nalgonda, Andhra Pradesh – 508238.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



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F.No.89-101/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Gautam Buddha University, Greater Noida, Gautam Buddha Nagar, Uttar Pradesh dated 21/01/2016 is against the Order No. NRC/NCTE/NRCAPP-9680/244th Meeting/2015/19131870 dated 17/12/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the institution has not submitted compliance / documents as required in Show Cause Notice issued by NRC, NCTE."

AND WHEREAS Sh. Vinod Kumar Shanwal, Head of Department (Education), Gautam Buddha University, Greater Noida, Gautam Buddha Nagar, Uttar Pradesh presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the University has submitted its reply to letter of intent vide letter no. F.No.002/Admn./7.7/2015-1528 dated 30/05/2015 on the basis of Minutes of 237th meeting of NRC. Further, a reminder of clarification regarding letter of intent vide its letter no. GBU-002/Admn./7.7/2015-1754 dated 23/10/2015. Both the letters referred above were not placed before the Committee on NRC meeting held on 30 & 31 Oct. 2015, whereas the track records/emails indicates that letter were received on time. The Gautam Buddha University is the only Govt. University in the Dist. Of Gautam Buddh Nagar. A demand draft of Rs. 25,000/- bearing no. 122849 dated 15/12/2016 issued by Punjab National Bank is attached herewith as appeal fee."

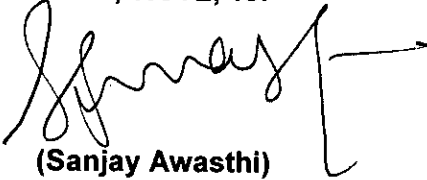
AND WHEREAS Appeal Committee expressed its grave concern for not making the relevant records available by N.R.C., Jaipur. Appeal matter was therefore, considered relying on the submission made by appellant. From the copy of refusal order dated 17/12/2015 made available by the appellant with appeal Memoranda, Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 17.06.2015 was issued to appellant institution on grounds that 'Faculty is not appointed for B.Ed. programme' and

refusal is finally on ground of 'non submission of compliance documents as required in the S.C.N.'

AND WHEREAS the appellant during the course of appeal hearing on 27.04.2016 furnished evidence of having submitted reply to S.C.N. in which it referred to reply dated 30.05.2015 submitting in compliance of L.O.I. dated 22.05.2015. The appellant, which is a State Government university furnished evidence in the form of speed post receipt and track reports to confirm delivery of its letters addressed to N.R.C. Jaipur. Appeal Committee, therefore, decided to remand back the case to N.R.C. Jaipur for consideration of the case and if need be by obtaining copy of the compliance reports submitted by appellant to N.R.C. Jaipur from time to time after issue of L.O.I.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents available on appeal file and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to N.R.C. Jaipur for consideration of the compliance report to L.O.I. and reply to S.C.N. submitted by appellant. Appellant is directed to submit to N.R.C. Jaipur a copy of its communications sent to N.R.C. Jaipur after issue of L.O.I.

NOW THEREFORE, the Council hereby remands back the case of Gautam Buddha University, Greater Noida, Gautam Buddha Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Registrar, Gautam Buddha University, Institutional Green, Near Kasna Greater Noida, Gautam Buddha Nagar, Uttar Pradesh – 201312.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-103/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Gawal Baba Shikshak Sansthan, Sarendhi, Kheragard, Agra, Uttar Pradesh dated 30/01/2016 is against the Order No. NRC/NCTE/RCAPP-8021/245th Meeting/2015/130554 dated 03/12/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the institution has not submitted the reply of Show Cause Notice within the stipulated time period."

AND WHEREAS Sh. Ramoolawaniya, Representative, Gawal Baba Shikshak Sansthan, Sarendhi, Kheragard, Agra, Uttar Pradesh presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "we have received the show cause notice on date 03/12/2015 and immediately submitted the reply but before that on 27/11/2015 the NRC had decided to refuse the recognition. Therefore, the refusal is not justified."

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 18/08/2015 was issued to appellant institution seeking compliance on certain issues within a period of two months. The appellant institution furnished compliance report to N.R.C. on 24.09.2015. Thereafter a show cause notice (S.C.N.) dated 9-10.2005 was issued to appellant institution on the ground to provide evidence of being a composite institution or for submitting affidavit stating that institution will become a composite institute before academic session 2016-17. Thirty days time was allowed in the S.C.N. to comply with the requirement.

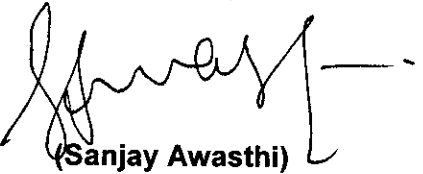
AND WHEREAS Appeal Committee further noted that N.R.C. in its 245th Meeting held from 24th to 27th November, 2015 decided to refuse recognition on the ground that 'the institution has not submitted reply of S.C.N. within stipulated period. Thereafter the impugned order dated 03.12.2015 was issued. Appeal Committee also noted that the appellant institution furnished a delayed reply to S.C.N. which was despatched through speed post on 10.12.2015 and received in the office of N.R.C. on 16.12.2015. Quite

surprisingly the relevant records i.e. N.R.C. file contains copy of minutes of a subsequent meeting of N.R.C. held on 27.02.2016, deciding grant of recognition under Clause 7(16) to the appellant institution. The decision to grant recognition was again reversed in the Emergent Meeting of N.R.C. held from March 15-17, 2016.

AND WHEREAS Appeal Committee noted that the only ground of refusal is non furnishing of reply to S.C.N. issued for seeking affidavit on the composite status of the institution. The S.C.N. was replied to by appellant after expiry of the stipulated period of 30 days. Appellant Committee is of the view that refusal of recognition by N.R.C. was not on the ground of any specific deficiency and it was only for some delay in making self-declaration by the appellant. Committee, therefore, decided to remand back the case to N.R.C. for revisiting the matter in light of the reply to S.C.N. received in the office of N.R.C. on 16.12.2012.

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. Jaipur for revisiting the matter after considering the reply to S.C.N. furnished by the appellant.

NOW THEREFORE, the Council hereby remands back the case of Gawal Baba Shikshak Sansthan, Sarendhi, Kheragard, Agra, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Manager, Gawal Baba Shikshak Sansthan, VPO-Sarendhi, Kheragard, Agra, Uttar Pradesh – 283121.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-104/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

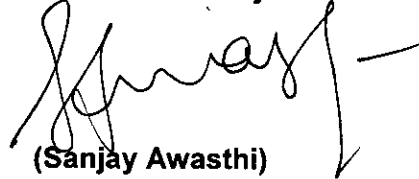
WHEREAS the appeal of Goaltore Educational Training Institute, Midnapore, West Bengal dated 02/02/2016 is against the Order No. ERC/7-198.9(i).13/ERCAPP3647/B.Ed.(Addl. Course)/2015/39474 dated 03/12/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed.-Add. course on the grounds that "the date of application through online is 26/06/2015 and date of dispatch of printout of online application is 14/07/2015 i.e. after 15 days of submission of online application. In view of the above the Committee decided as under: The application of the institution is summarily rejected as per clause 7(2)(b) of NCTE Regulation 2014."

AND WHEREAS Sh. Swadesh Dutta, Secretary and Sh. Pijuskanti Lohar, Secretary of Society, Goaltore Educational Training Institute, Midnapore, West Bengal presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "our affiliating body Vidyasagar University, Paschim Medinipur, West Bengal, had issued us No Objection Certificate on 13/07/2015 and we sent it immediately along with the print out copy of online application. We only waited for the NOC."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. (Additional) course on 20.06.2015 and hard copy thereof was submitted on 13.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application well before the cut-off date, Appeal Committee decided to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Goaltore Educational Training Institute, Midnapore, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Goaltore Educational Training Institute, NA, Ownership, 78, 79, 80, 81, 93, Subalbandi, Medinipur, Midnapore, West Bengal – 721121.
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.89-105/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

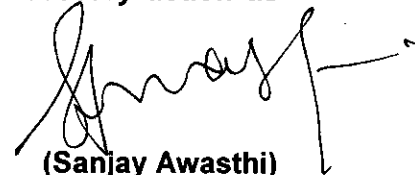
WHEREAS the appeal of R.D. College of Education, Multai, Betul, Madhya Pradesh dated 02/02/2016 is against the Order No. WRC/APP2998/223/235th/2015/156227 dated 01/12/2015 of the Western Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "the college applied online on 24/06/2015. However, the hard copy was received on 15/07/2015, which is more than the 15 days stipulated under the NCTE Regulations, 2014. Hence, the application is summarily rejected and application fee paid be forfeited." In view of the above, the application of the institution is hereby summarily rejected."

AND WHEREAS Sh. Sharad Sundaram, Joint Secretary, R.D. College of Education, Multai, Betul, Madhya Pradesh appeared on behalf of the appellant institution on 27/04/2016. In the appeal memoranda it was submitted that "our application of new B.Ed. College for 2016-17 has been rejected on the basis of late submission of application. As per your instruction the last date was 30/06/2015 we had applied for application on 24/06/2015, and sent it to you, after getting NOC. Our application was received by you little bit late."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. course on 24.06.2015 and hard copy thereof was submitted on 07.07.2015 received in the office of W.R.C., Bhopal on 15.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to W.R.C., Bhopal for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to remand back the case to W.R.C., Bhopal for further processing of the application.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, R.D. College of Education, 67/2/4/5, 67/2/4/5, Jamgaon, Multai, Betul, Madhya Pradesh – 460661.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-106/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Govt. College of Teacher Education, Tezpur, Sonitpur, Assam dated 29/01/2016 is against the Order No. ERC/7-194.7.1/B.Ed. (Addl. Intake)/ERCAPP1956/2015/35673 dated 29/09/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed.-Add. course on the grounds that "after considering the records available in the file and relevant provisions of the NCTE Act 1993, Rules, Regulations and guidelines issued by NCTE Hqrs., the Committee discussed the matter in detail and observed as under: The deficiency letter was issued to the institution on 05/03/2015 and Show Cause Notice was issued on 01/05/2015 giving 21 days. The reply from the institution has not been received so far. In view of above the Committee decided as follows: Recognition to the institution is refused."

AND WHEREAS Ms. Manmayuri Goswami, Lecturer and Sh. Pranab Bora, Representative, Govt. College of Teacher Education, Tezpur, Sonitpur, Assam presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "to build additional building the college has placed the matter before the Govt. of Assam and the Director, SCERT, Assam. The matter was also placed before the Local area development Fund of Local M.P. & M.L.A. of Tezpur Constituency where the appellant institution is located. So far no grant has been received from any source and as such this Govt. institution has not been able to construct any additional building. But the college is pursuing the matter with the Govt. for increase."

AND WHEREAS Appeal Committee noted that there is delay of about two months in preferring appeal. Appellant informed that before filing online appeal, certain clarifications were sought from NCTE which resulted in delay, Appeal Committee decided to condone the delay and take up the appeal on its merits.

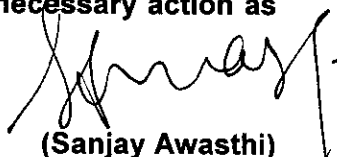
AND WHEREAS Appeal Committee noted that appellant institution has made online application seeking increase in B.Ed. intake sanctioned to them in January, 2001.

The additional intake applied by the applicant was refused on the ground that the appellant had not replied to the deficiency letter dated 05.03.2015 and Show Cause Notice (S.C.N.) dated 1.05.2015. Appeal Committee could not locate the above referred communication on the relevant file of E.R.C. Bhubaneswar. However, from the copy of letter dated 16/12/2013 addressed to the appellant institution by E.R.C. it is revealed that applicant did not submit (a) building plan, (b) certified copy of land document, (c) Change of Land use Certificate (d) Mutation Certificate. A Show Cause Notice (S.C.N.) dated 04.02.2015 is also found placed on the file intimating the appellant institution that (a) As per V.T. report the built up area is 608 sq. meters and the institution is required to enhance built up area and submit clarification on the required number of units in the proposed programme.

AND WHEREAS Appeal Committee is of the opinion that inadequacy of built up space is a serious deficiency but E.R.C. has not arranged and kept on file the relevant papers in proper chronological sequence. Committee, therefore, decided to remand back the case to E.R.C., Bhubaneswar to reissue a speaking order mentioning the particular deficiencies which still persist and on the basis of which recognition is being refused/rejected.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C. Bhubaneswar for issue of a speaking order clearly mentioning the deficiencies pointed out in S.C.N. and resulting in refusal of recognition.

NOW THEREFORE, the Council hereby remands back the case of Govt. College of Teacher Education, Tezpur, Sonitpur, Assam to the ERC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, Govt. College of Teacher Education, Tezpur, 844, 3 Bihgas, Mazgaon, Tezpur, Sonitpur, Assam - 784154.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-107/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 2/6/16

ORDER

WHEREAS the appeal of Tathagat Teachers Training College, Dhanbad, Jharkhand dated 07/12/2015 is against the Order No. ERC/7-197.9.50/ERCAPP3225/(D.El.Ed./2015/37886 dated 17/11/2015 of the Eastern Regional Committee, refusing recognition for conducting D.El.Ed. course on the grounds that "the date of application through online is 30/05/2015 and date of dispatch of printout of online application is 25/06/2015 i.e. after 15 days of submission of online application."

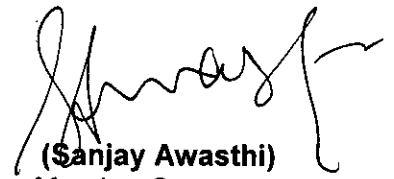
AND WHEREAS Prof. Uday Kumar Sharma, College Staff and Sh. Alok Verma, Society Member, Tathagat Teachers Training College, Dhanbad, Jharkhand presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "institution submitted the demand draft number "000237" for amount INR 1,50,000 payable at "IDBI Bank" along with application form. The demand draft was in favour of "Director, National Council for Teacher Education" was obtained on 29 May 2015 before the date of online submission of online application that is 30th May 2015. The demand draft was submitted along with application in prescribed format. The institution awaited for NOC from Jharkhand Academic Council, there was a delay from the Jharkhand Government's end and finally N.O.C. was issued by JAC on 23rd July, 2015. Due to which institution had to delay the hard copy submission and it was highlighted in the hard copy submitted to NCTE, ERC. The institution dispatched the hard copy alongwith land documents copy signed by competent authority to NCTE, ERC on 25th June, 2015 before the closure date of online form submission."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for D.El.Ed. course on 30.05.2015 and hard copy thereof was submitted on 25.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of

online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to remand back the case to E.R.C., Bhubaneswar for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Tathagat Teachers Training College, Dhanbad, Jharkhand to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Tathagat Teachers Training College, 500,498,500,498, Dhanbad, Jharkhand – 826004.
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 Jharkhand, Ranchi.



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F.No.89-108/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 24/6/16

ORDER

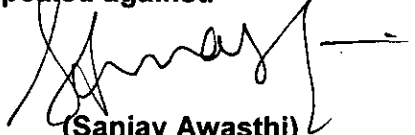
WHEREAS the appeal of Chanakya College of Education, Tingididhi, Uttar Dinajpur, West Bengal dated 02/02/2016 is against the Order No. ERC/7-201.9(i).17/ERCAPP4164/(B.Ed.) /2016/40211 dated 19/01/2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "as per clause 7(2)(a) of NCTE Regulation 2014, the application of the institution applied for B.Ed. programme (ERCAPP4164) is summarily rejected."

AND WHEREAS Sh. Prem Kumar Goswami, Secretary and Sh. Abanti Kumar Pal, Representative, Chanakya College of Education, Tingididhi, Uttar Dinajpur, West Bengal presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "Application for grant of recognition for B.Ed. and D.El.Ed. course under composite scheme through online and hard copy of the same alongwith all requisite papers and two separate demand drafts of requisite processing fees for both B.Ed. & D.El.Ed. course had also been submitted in due time. That the demand draft submitted for D.El.Ed. course had been accepted after due clearance by the Bank."

AND WHEREAS Appeal Committee noted that according to Clause 7(2) (9) of the NCTE Regulations, application shall be summarily rejected in case of failure to furnish application fee on or before the date of submission of online application. Appellant in its appeal memoranda as well as in its submission made before the Appeal Committee on 27.04.2016 admitted that the demand draft of Rs. 1,50,000/- on account of processing fee was not cleared by the drawee bank. Appeal Committee, therefore, decided to confirm the refusal order dated 19.01.2016 issued by E.R.C. Bhubaneswar.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 19.01.2016 issued by E.R.C, Bhubaneswar.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Chanakya College of Education, 189, Bastu, 189, Tithpukur, Tungidighi, Uttar Dinajpur, West Bengal – 733215.
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.89-109/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 24/6/16

ORDER

WHEREAS the appeal of D.S. College, Katihar, Bihar - 854105 dated 01/12/2015 is against the Order No. ERC/7-195.6.3/ERCAPP637/B.Ed./2015/37739 dated 30/10/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. course on the grounds that "(i) Principal not qualified as he does not have Ph.D. Degree in Education. (ii) Marks of B.Ed., M.Ed. & Master Degree of School subjects with respect teaching faculty members not mentioned in the teaching list dated 26/08/2015. (iii) Willing or consent not received from the institution till date as per the new Regulation 2014. In view of the above the Committee decided as under: "The application of the institution is refused."

AND WHEREAS Sh. Pawan Kr. Jha, Principal, D.S. College, Katihar, Bihar - 854105 presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the Principal/HOD is Ph.D. in Pedagogic subject (History) and valid as per new regulation 2014. Marks of B.Ed., M.Ed. & Master Degree of School subjects of Teaching faculty members have already been mentioned in the teaching list dated 26/08/2015 and signed by Principal & Registrar of the University. Willingness certificate on affidavit by the Principal of the college was submitted on Stamp Paper of Rs. 500/- to ERC Bhubaneswar on time."

AND WHEREAS Appeal Committee after noting the three grounds of refusal mentioned in the E.R.C. order dated 30.10.2015 observed as follows:

- (a) The qualifications prescribed for Principal/H.O.D. as per norms & standards for B.Ed. programme in NCTE Regulations, 2014 are:
- (i) Post graduate degree in Arts/Science/Social Sc./Humanity/Commence with minimum 55% marks,

- (ii) M.Ed. with minimum 55% marks; and
- (iii) Ph.d in Education or in any pedagogic subject offered in the institution.

The Head of Department (Sh. Mithlesh Kumar) possesses required qualification (Ph.d – History) and thus cannot be stated to be not qualified.

(b) Second ground of refusal relates to non-mentioning of marks for B.Ed./M.Ed. in the faculty list dated 26.08.2015.

Appeal Committee noted that list dated 26.08.2015 contains percentage of marks in M.A. degree mentioned in column 9. Col. 10 which relates to the subject of teaching. However, it does not mention percentage of marks in respect of candidates from serial no. 2 to 14. But supporting this selection list, there are some affidavits and copies of certificate furnished by the appellant institution in respect of selected candidates. These supporting affidavits and certificate indicates the percentage of marks at different levels by the selected candidates. Appeal Committee is of the view that E.R.C. should have taken a comprehensive view of all these documents before refusing recognition on this point.

(c) Third ground of refusal relating to 'consent not received from Institution till date as per New Regulations, 2014, is vague and not properly explained. If consent of selected candidates for appointment is being referred to, there are affidavits submitted by candidates giving their consent to join.

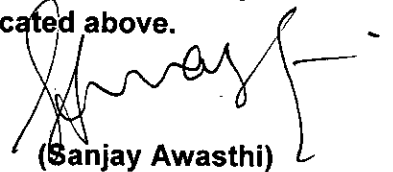
If E.R.C. intends to say that appellant institution has not furnished its consent for being governed by the revised NCTE Regulations of 2014, relevance of such consent ceased to exist after issue of Letter of Intent (L.O.I) dated 20.05.2015. The appellant institution was also not issued any show Cause Notice containing the above ground and as such refusal on the ground is not justified.

AND WHEREAS Appeal Committee, keeping in view the circumstances and facts of the case, decided to remand back the case to E.R.C. Bhubaneswar for reconsideration of the case by taking stock of all the documents furnished by appellant institution after issue of the Letter of Intent (L.O.I.)

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

case by taking stock of all the documents furnished by appellant institution after issue of L.O.I.

NOW THEREFORE, the Council hereby remands back the case of D.S. College, Katihar, Bihar - 854105 to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

- 1. The Principal, D.S. College of Katihar, 548 "KA", Darshan Sah College, Katihar, Bihar - 854105.**
- 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.89-110/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 2/6/16

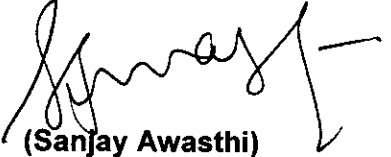
ORDER

WHEREAS the appeal of Sri Ramakrishna College of Education, Malapattu, Sankarapuram, Villupuram, Tamil Nadu dated 05/02/2016 is against the Order No. SRO/NCTE/SRCAPP14541/BA.B.Ed/BSc.B.Ed/TN/2016-17/80940 dated 30/01/2016 of the Southern Regional Committee, refusing recognition for conducting B.A.,B.Ed./B.Sc.B.Ed. Course on the grounds that "NOC is given. But, it is dated after 15 July 2015. This is violative of the instruction issued by NCTE."

AND WHEREAS No one from, Sri Ramakrishna College of Education, Malapattu, Sankarapuram, Villupuram, Tamil Nadu appeared on behalf of the appellant institution on 27/04/2016. In the appeal memoranda it was submitted that "affiliating body issued NOC late."

AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.A.,B.Ed./B.Sc.B.Ed. course on 29.06.2015 and hard copy thereof was submitted on 07.07.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Appeal Committee noted that the appellant institution had submitted hard copy of application much before the cut-off date. S.R.C. Bangalore has separately informed the NCTE that Letter of Intent (L.O.I.) has already been issued to the appellant institution on 16.03.2015. The appeal is therefore, held infructuous.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and communication sent by S.R.C. informing the NCTE that L.O.I. has already been issued and the appeal is held infructuous.



(Sanjay Awasthi)
Member Secretary

- 1. The Chairman, Sri Ramakrishna College of Education, 219, 403, Sri Ramakrishna Educational and 25/14, Melapattu, Sankarapuram, Villupuram, Tamil Nadu – 606208.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.**



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F.No.89-111/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 24/6/16

ORDER

WHEREAS the appeal of Rama Krishnan Chandra College of Education, Cumbum, Theni, Tamil Nadu dated 06/02/2016 is against the Order No. SRO/NCTE/SRCAPP2467/M.Ed/TN/ 2016-17/79064 dated 22/12/2015 of the Southern Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that "reply not satisfactory."

AND WHEREAS Sh. V. Ramakrishnan, Managing Trustee, Rama Krishnan Chandra College of Education, Cumbum, Theni, Tamil Nadu presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "application form 269 with documents and original DD for Rs. 75,000/- towards Registration fee Rs. 25,000/- and processing fee Rs. 50,000/- was submitted to Registrar, TNTEU for affiliation and grant of NOC to New M.Ed. course on 30/10/2014 and it was acknowledged."

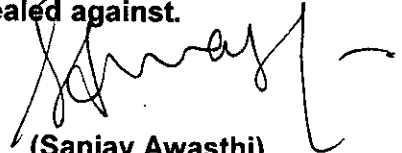
AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 21.10.2015 was issued to appellant institution on grounds of 'Non submission of N.O.C. issued by affiliating body along with application.' Appellant furnished reply to S.C.N. vide its letter dated 06.11.2015 stating that Registrar of T.N.T.E.U. was requested to issue N.O.C. in October, 2014 and has again been requested to issue the same before 14.11.2015. Appellant during the course of appeal presentation also expressed his grave concern for non-cooperation of the affiliating body and ignoring the repeated requests made by appellant for issue of N.O.C. for M.Ed. course.

AND WHEREAS Clause 5(3) of the NCTE Regulation, 2014 very specifically mentions that 'application shall be submitted online along with processing fee and scanned copies of required documents such as No Objection Certificate issued by

concerned affiliating body.' Appeal Committee even on being sympathetic with the cause of appellant institution, considered that Regional Committee could not have waited for the appellant institution to submit N.O.C. after the last date of receipt of applications for the session 2016-17. Appeal Committee therefore, decided to confirm the refusal order dated 22.12.2015 for the reason that reply of the appellant institution for non-furnishing of N.O.C. was not satisfactory. Appeal Committee also urges upon S.R.C. Bangalore to write to the affiliating bodies to make concerted efforts to either grant N.O.C. or reject the proposal within a specific time rather than keeping the matter pending for long durations.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 22.12.2015 for the reason that the appellant institution has not furnished N.O.C.

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


(Sanjay Awasthi)
Member Secretary

1. The Trustee/Appellant, Rama Krishnan Chandra College of Education, 442/1, 2, 3, 433, 432, Own, D.No.288B, Kullappa Goundan Patti, Cumbum, Theni, Tamil Nadu – 625516.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



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F.No.89-112/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Mariyam College of Teacher Education, Haldwani, Nainital, Uttarakhand dated 28/01/2016 is against the Order No. NRC/NCTE/NRCAPP-2556/244th Meeting/2015/130272 dated 30/11/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "NOC of State Govt. not submitted with the reply of SCN."

AND WHEREAS Sh. Abdul Salim, Secretary and Ms. Gurveen Dhaliwal, Manager, Mariyam College of Teacher Education, Haldwani, Nainital, Uttarakhand presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the appellant was not asked/intimated to submit any NOC from the State Govt. vide any communication. The appellant was merely asked to submit a representation with supporting affidavit vide NCTE's show cause notice (SCN) dated 04/08/2015, which finds no mention of any NOC being obtained by the appellant from the State Govt. for submission to NCTE. Vide representation dated 02/09/2015, accompanied by an affidavit, the appellant clearly brought out the fact that the purported ban by the State Govt. on D.El.Ed. Courses through private institutions is an untenable ground for rejection of the undersigned institution's application, for the undersigned in a minority institution and has unfettered rights accrued upon it by virtue of the minority status. Therefore, the said ban is inapplicable to the undersigned institution. Section 14, NCTE Act, 1993 does not require the State Govt. to have provisions or provide an NOC in order to enable NCTE to consider the applications and to grant recognition to any institution and hence cannot be made a ground for rejection or not processing applications as sought by NCTE. It merely requires the application to be in prescribed form as determined by NCTE and to meet financial, structural and other requirements laid by NCTE. The appellant has gone through two appeal processes before this and this is the third time recognition has been refused. Refusal order dated 30/11/2015 is passed in letter disregard of the holding/finding in previous appeal order dated

19/02/2015. That, minorities have been granted unhindered right to open educational institutions under Article 30 of the Constitution of India and the same cannot be taken away by any State Govt. or even by NCTE. The appellant also enjoys right under the National Commission for Minority Educational institutions Act, 2004, which the NCTE failed to consider. The NCTE was established by the Govt. of India, by an act of Parliament, as an independent statutory body to streamline and control teacher training and education, whereby NCTE is the sole body from where affiliation is made mandatory for establishing institutes anywhere in India, without the control or interference of any State Govt. in such grant of recognition and affiliation, therefore, the NCTE has to take independent and considered decisions accordingly. Reliance is placed on the judgement of the Hon'ble High Court of Madhya Pradesh in Writ Petition No. 9984 of 2012, in the matter of Shri Hargovind Laxmi Narayan Samiti vs. NCTE & ors., dated 17/07/2012, whereby the Hon'ble High Court has categorically held that "under the NCTE Act and the Regulations framed therein, the Regional Committee is the competent authority to decide the application." The Hon'ble High Court in the aforesaid case further held: "The Committee is required to take into consideration the recommendation of the State Govt. but the same cannot be the sole ground for rejection of the application by the committee. The committee is required to apply its mind and to decide the question with regard to grant of approval to run a course by taking into account the recommendation made by the State Govt." Therefore, as per Section 14, NCTE Act 1993 and in light of the afore-stated judgment, NCTE is the sole authority that has the power to grant affiliation and State Govt. is bound to stand by it. Further, the State govt. is also bound to give recognition to the appellant as the appellant is a minority run institution. Hence, the reason stated by NCTE for not processing the applications does not hold water and has no legal sanctity. The appellant has submitted a brief explanation herein the online appeal as there is shortage of space. The appellant is submitting a detailed explanation in Annexure-A alongwith the appeal submitted online."

AND WHEREAS Appeal Committee noted that earlier also recognition was refused to the appellant institution by N.R.C. vide its order dated 21.07.2014 and the reason stated was as under:

"All the applications received from Uttarakhand regarding D.El.Ed. programme in Private/Self-financing institution shall not be processed

since there is no provision for opening D.El.Ed. programme in self-financing institutions as stated by State Government representative of Uttarakhand. Hence, N.R.C. decided that all such applications be returned to the institution."

AND WHEREAS refusal order dated 21.07.2014 was appealed against by the institution and NCTE vide appeal order dated 19/02/2015 remanded back the matter to N.R.C. on the ground that the State Government of Uttarakhand vide its letter dated 17.07.2013 rather than putting a blanket ban on sanctioning new D.El.Ed. programme in the state, had advised the NCTE that 'in case grant of recognition is to be considered for private institutions to conduct D.El.Ed. courses, it should be for a limited number/period only.'

AND WHEREAS after the matter was remanded back to the N.R.C. Jaipur vide appeal order dated 19.02.2015 for 'taking a well-considered independent decision', the N.R.C. issued a Show Cause Notice (S.C.N) dated 04.08.2015 to the appellant institution with the following observation:

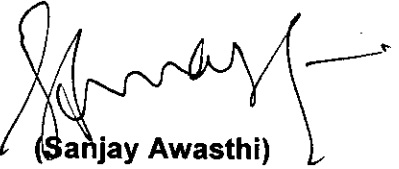
"The State Government vide its letter Ref. No. 906/XXIVCID/2015-07/2013 dated 27.05.2015 has communicated that there is a ban on D.El.Ed. course through private institutions. The Committee decided that why the recognition to the institution for D.El.Ed. course be not refused."

AND WHEREAS the appellant furnished a detailed reply to S.C.N. vide its letter dated 02/09/2015 and N.R.C. considering the above reply issued impugned refusal order dated 30.11.2015 on the ground that 'NOC of State Government not submitted with reply of S.C.N.'

AND WHEREAS Appeal Committee noted that in the S.C.N. dated 04.08.2015 issued by N.R.C., the appellant institution was not asked to submit N.O.C. of the State Government and hence rejection/refusal of recognition on this ground cannot be sustained. Moreover onus of seeking recommendations of the State Government lies on the Regional Committee as stated in Clause 7(4), 7(5) and 7(6) of the NCTE Regulations, 2014. Appeal Committee therefore, decided to remand back the case to N.R.C. for issue of a revised appropriate 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 N.R.C. for issue of a revised appropriate order.

NOW THEREFORE, the Council hereby remands back the case of Mariyam College of Teacher Education, Haldwani, Nainital, Uttarakhand to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Mariyam College of Teacher Education, 39-40 KHA, Ownership, Kamluaganja Narsingh Malla, Haldwani, Nainital, Uttarakhand – 263139.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttarakhand, Dehradun.



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F.No.89-113/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Sun Shine International College of Education, Fransi, Hisar, Haryana dated 29/01/2016 is against the Order No. NRC/NCTE/NRCAPP-3156/244th Meeting/2015/130267 dated 30/11/2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution has not submitted the NOC from concerned affiliating body required under clause 5(3) of the NCTE Regulations, 2014, so far in response to the SCN issued on 04/09/2015."

AND WHEREAS Sh. Mohinder Singh, President, Society, Sun Shine International College of Education, Fransi, Hisar, Haryana presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the appellant filed the CWP No. 16473 of 2013 before the Hon'ble High Court of Punjab & Haryana for non-grant of recognition by the NRC. The writ petition filed by the petitioners alongwith other similarly situated institutes was decided on 06/08/2014 by the Hon'ble Punjab & Haryana High Court. Para No.4 of order passed by the Hon'ble Singh Bench on 06/08/2014 is reproduced below for the kind perusal of this Hon'ble Appeal Committee. *'It is hereby clarified that the applications which are said to have been filed by the petitioners and rejected in view of the State objection subsequently that no new private training institutes shall be opened, shall no longer be used against the petitioners and their claims will be considered on their own merits when new Regulations are made in 2014.'* NCTE has framed the new regulations which are called as National Council for Teacher Education (Recognition Norms and procedure) Regulations, 2014. The appeal committee may kindly direct the NRC to grant the recognition to the petitioner society on the applications made by it which was rejected on the ground of the negative recommendations given by the State of Haryana on 05/04/2013 and 26/04/2013 whose reference has been given in the minutes of the 215th and 216th Meeting conducted by the NRC. Whereas, the applications was received by the NRC on or before 31/12/2012 prior to the issuance date of those letters by the State

of Haryana, thus their case be considered on its own merits as per the Regulations issued by the Council on 31/08/2009. On 30/11/2015, the NRC passed the orders vide which the claim of the appellant was rejected on this ground that the institution has not submitted the NOC from the affiliating body. That the petitioners are aggrieved from the act of the respondents vide which their claim has been rejected by the respondents on this ground that NOC from the affiliating bodies has not been submitted whereas, as per the orders passed by the Hon'ble High Court, the NOC is not required in terms of the orders passed by the Hon'ble Single Bench on 06/08/2014. The para 4 of the findings given by the Hon'ble bench on 06/08/2014 are very much clear that the negative recommendation of the State Govt. will not be used as a hurdle in case of the petitioners institutes and their case has to be considered on merits as per new Regulation of 2014 Dt. 28/11/2014. Affiliating body is working under the policy of the State Govt. and more over both of them have refused to issue the NOC mentioning that there is ban of the State to issue the NOC for opening new colleges for B.Ed. course for the session 2016-17. However, affiliating bodies has replied that petitioner colleges are under their territorial jurisdiction and the course of B.Ed. is available with them. Appeal Committee or before any other Court on the same cause of action. It is, therefore, respectfully prayed that the appeal may kindly be allowed against the order of NRC for wilfully defying the orders passed by the Hon'ble High Court in CWP No. 16473 of 2013 passed on 06/08/2014. The NRC that if there will be a policy of the state that "no new private training institutes shall be opened, shall no longer be used against the petitioners and their claims will be considered on their own merits when new Regulations are made in 2014." NRC may be directed to consider the applications of the appellant without raising the objections regarding the non-grant of NOC from affiliating bodies to open the new private training institute especially for this college whose application is pending since 24/12/2012 with NRC."

AND WHEREAS Appeal Committee noted that recognition for conducting B.Ed. course has been refused by N.R.C. Jaipur on a sole ground that the institution has not submitted the N.O.C. from concerned affiliating body required under Clause 5(3) of NCTE Regulations, 2014, in response to Show Cause Notice (S.C.N.) dated 04/09/2015. Appeal Committee noted that appellant institution is already recognised for conducting a basic unit of B.Ed. course since 2008 and it has submitted the application for additional

intake on 18.12.2012. under NCTE Regulations, 2009. The matter prolonged and there has been a lot of litigation and rulings of the Court of Law. The order dated 06.08.2014 passed by Hon'ble High Court of Punjab & Haryana in CWP No. 16473/2013, 5417/2014 said that 'Petitioner's cases shall be considered only under new Regulations.

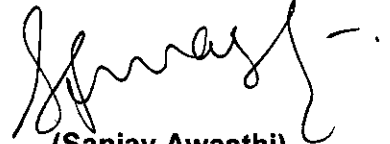
AND WHEREAS on being asked by N.R.C., the appellant institution submitted another application with fresh processing fee of Rs. 1,50,000/-. Appeal Committee also observed from the relevant records that N.R.C., Jaipur repeatedly wrote to Department of Higher Education, Government of Haryana (letters dated 1.04.2015, 25.05.2015, 13.07.2015) seeking recommendations of the State Government. It is further observed by the Appeal Committee that Kurkshetra University had also addressed a letter to D.G., Higher Education, Haryana on 28.04.2015 seeking advice on issue of N.O.C. by the university in light of the revised NCTE Regulations of 2014. Kurkshetra University being a university established by the State Government of Haryana is guided by the policies of the State Government.

AND WHEREAS Appeal Committee is of the opinion that order dated 06.08.2014 of Hon'ble High Court referred to in para 3 above did not envisage submission of fresh application and the application furnished earlier was to be considered under new regulations, 2014. There is no provision in the 2014 Regulations for submission of N.O.C. in cases where applications were submitted under 2009 regulations and such applications have been pending for certain reasons. There is also no provision in NCTE Regulations, 2014 which enabled the institution with their applications pending to apply afresh. The N.O.C. from affiliating body is applicable only to new applications as it has to accompany such applications which are invited under NCTE Regulations, 2014.

AND WHEREAS keeping in view the circumstances of the case, Appeal Committee decided to remand back the case to N.R.C. for further processing of the application under NCTE Regulations, 2014 leaving aside the requirement of N.O.C. of affiliating body in case of applications made under NCTE Regulations, 2009 and pending since then.

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. Jaipur for further processing of application.

NOW THEREFORE, the Council hereby remands back the case of Sun Shine International College of Education, Fransi, Hisar, Haryana to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The President, Sun Shine International College of Education, 32//8/4, 13//1/1, 8 K 9 M, 32//8/4, Fransi, Hissar, Haryana – 125001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.



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F.No.89-116/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Swami Vivekanand B.Ed. Teachers Training College, Darbhanga, Bihar dated 1.02.2016 is against the Order No. ERC/7-197.9.19/ERCAPP3357/(B.Ed.Addl. Intake)/2015/37826 dated 06/11/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. (Addl.) Course on the grounds that "Copy of the registered land document not submitted."

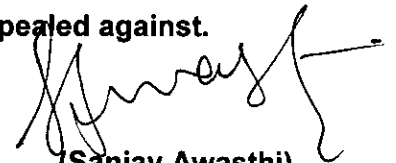
AND WHEREAS Sh. Shyam Narain Kumar, Academic Director, Swami Vivekanand B.Ed. Teachers Training College, Darbhanga, Bihar presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "(a) the applicant institute submitted its online application for grant of recognition for the academic session 2016-17 for additional intake (100) for B.Ed. programme on 02/06/2015. (b) The applicant institute dispatched the hard copy printout of the online application alongwith all relevant documents alongwith an application fees of Rs. 1,50,000/- on 03/06/2015, which was received by the ERC NCTE on 08/06/2015 (mentioned in the ERC, NCTE rejection order)."

AND WHEREAS Appeal Committee noted that appellant institution had submitted online application for B.Ed. (Additional intake) on 03.06.2015 and hard copy of the application was submitted on 08.06.2015. Appeal Committee further noted that the appellant institution did not furnish copy of registered land documents alongwith the printout of the online application. Clause 7(2) (b) of the NCTE Regulations, 2014 prescribe that application shall be summarily rejected in case of failure to submit printout of online applications made online alongwith land documents as required under sub-regulation (4) of Regulation 5 within 15 days of the submission of online application. The plea of the appellant during oral submission that institution had submitted copy of land documents to E.R.C. at the time of seeking recognition of the basic unit of B.Ed. in 2012 is not tenable as the present application is made under NCTE Regulations, 2014 and is

considered to be independent set of documentation without referring to the past application made in 2012. As the appellant did not furnish the land documents as required under the NCTE Regulations, 2014. Appeal Committee decided to confirm the refusal order dated 06.11.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 06.11.2015.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Swami Vivekanand B.Ed. Teachers Training College, Plot No. 749, 750, Street No.-NH57, Village/Post office – Basudevpur, Tehsil/Taluka, Darbhanga Sadar, Town/City/District – Darbhanga, Bihar – 846005.
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.89-117/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Delhi Institute of Management and Technology, Rajnagar, Ghaziabad, Uttar Pradesh dated 07/02/2016 is against the Order No. NRC/NCTE/UP-2817/247th Meeting/2015/132971 dated 05/01/2016 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "the institution has submitted request letter dated 18/12/2015 to withdraw the recognition for B.Ed. course. The matter was considered in NRC in its 247th meeting and NRC decided that on the request of the institution the recognition of B.Ed. course be withdrawn under section 17 of NCTE Act, 1993. Now Therefore, in exercise of the powers vested under section 17(1) of NCTE Act, 1993, the Northern Regional Committee hereby withdraws recognition granted to Delhi Institute of Management and Technology, Vill.-Kakra, Post – Muradnagar, Tehsil-Modinagar, Distt.-Ghaziabad, Uttar Pradesh for B.Ed. course on the grounds mentioned above with effect from the end of the academic session next following the date of communication of this order."

AND WHEREAS Appeal Committee noted that withdrawal of recognition for B.Ed. course and the consequent appeal is the result of rivalry amongst trust members. The trust deed documents for 'Divine India Charitable Trust' registered in 2007 and submitted by the appellant institution alongwith its application dated 29.12.2007 had the following trust members:

1. Anand Vardhan Chaturvedi
2. Dharmender Puri
3. Mrs. Indira Giri
4. Dr. Mrs. Sandhya Chaturvedi
5. Mrs. Rashmi Puri
6. Dr. Rajesh Giri

The application for obtaining recognition was signed by Sh. Anand Vardhan Chaturvedi in the capacity of General Secretary to the trust.

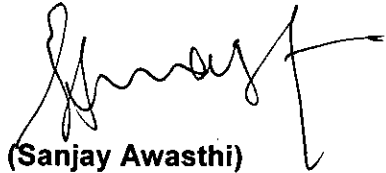
AND WHEREAS N.R.C. Jaipur decided to withdraw recognition for B.Ed. course based on a voluntary request dated 18.12.2015 made by Mrs. Indira Giri, one of the trustees of the 'Divine India Charitable Trust (Reg)'. Appeal Committee further noted that all other correspondence available on relevant file addressed to N.R.C. from time to time is signed by A.V. Chaturvedi. Mrs. Indira Giri in her letter dated 18/12/2015 seeking voluntary withdrawal pointed out certain deficiencies like (i) inadequate land and built up area (ii) not able to create F.D.Rs, (iii) Non appointment of faculty etc. Appeal Committee further noted that N.R.C. neither verified the authority under which Mrs. Giri had made the request for withdrawal nor made efforts to get the request verified by the authorised signatory.

AND WHEREAS Appeal Committee noted that on the scheduled day of appeal hearing on 27.04.2016 the two rival groups of trustees were present to make their submission before the Appeal Committee. After noting the submission made by Sh. A.N. Chaturvedi who has submitted the original applications and has also been signing various documents on behalf of the applicant, submission made by Sh. Rajesh Giri who stated to be the founder trustee was also noted. Whereas Sh. A.N. Chaturvedi was found desirous of running the course, Sh. Rajesh Giri husband of Mrs. Indira Giri claimed to be founder member of the trust. Sh. Giri raised serious issues over the capability of the trust to conduct the course. Sh. Giri apprised that the institution has not appointed any principal since the very beginning and salary to faculty is not paid through bank.

AND WHEREAS Appeal Committee after listening to both the rival groups observed that the dispute for exercising administrative and executive control over the trust and its belongings is a matter to be adjudicated by the court of law and NCTE should refrain from deciding the case which is more of the nature of ownership dispute on the land/ property and management of the trust. As some serious deficiencies relating to non-appointment of principal from the very beginning and non-payment of salary through bank has also been pointed out, it may not be advisable to remand back the case for keeping the withdrawal order in abeyance till dispute is settled legally for the reason that it will have an adverse effect on the quality of education and fate of students. N.R.C. Jaipur may write to the applicant institution for submitting legally

admissible evidence for managing the trust affairs before acting on their written request. The appeal is kept pending till ownership dispute is settled legally amongst the trustees and N.R.C. submits a final report on the status of authorised signatory and the deficiencies admitted to be existing in the institution.

AND WHEREAS the appeal is kept pending till ownership dispute is settled legally amongst the trustees and N.R.C. submits a final report on the status of authorised signatory and the deficiencies admitted to be existing in the institution.



(Sanjay Awasthi)
Member Secretary

1. The General Secretary, Delhi Institute of Management and Technology, RDC-188, Rajnagar, Ghaziabad, Uttar Pradesh – 201002.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



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F.No.89-118/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 2/6/16

ORDER

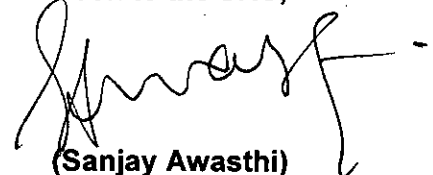
WHEREAS the appeal of Sri Annamacharya College of Elementary Teacher Education, Rajampet, Kadapa, Andhra Pradesh dated 08/02/2016 is against the Order No. SRO/NCTE/SRCAPP3381/D.El.Ed-AI/AP/2016-17/77888 dated 17/11/2015 of the Southern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "failure to submit Print out of the application made online within 15 days of the submission of the online application."

AND WHEREAS no one from, Sri Annamacharya College of Elementary Teacher Education, Rajampet, Kadapa, Andhra Pradesh appeared on behalf of the appellant institution on 27/04/2016. In the appeal memoranda it was submitted that "online submission is completed within time with all necessary documents and hard copy submission is delay due to postal delay."

AND WHEREAS Appeal Committee noted from the refusal order that the appellant institution submitted online application for D.El.Ed. course on 04.06.2015 and hard copy thereof was submitted on 23.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided to remand back the case to S.R.C., Bangalore for further processing of the application. S.R.C. has further informed vide its letter no. HQ/Appeal/AP/TN/KA/KL/2016/84487 dated 19.04.2016 that a Letter of Intent has since been issued to the appellant institution on 05.04.2016.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to remand back the case to S.R.C., Bangalore, for further processing of the application as intimated vide its letter dated 19.04.2016.

NOW THEREFORE, the Council hereby remands back the case of Sri Annamacharya College of Elementary Teacher Education, Rajampet, Kadapa, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, Sri Annamacharya College of Elementary Teacher Education, S No. 1076/3, Alienated, New Boyanapalli, Rajampet, Kadapa, Andhra Pradesh – 516126.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



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F.No.89-119/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Shree Rishikesh Shikshan Prasarak Mandal Dadasaheb Dhanraj Vispute, College of Education, Ratnagiri, Maharashtra dated 10.02.2016 is against the Order No. WRC/WRCAPP2075/B.Ed./239th/2016/158756 dated 15/01/2016 of the Western Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "LOI dated 29/04/2015 was issued to the institution. In the 227th meeting (May 29-31, 2015), the reply of the institution was considered. Since the applicant had not submitted the staff profile duly approved by the competent authority, the experience certificate of the Principal and three lecturers were less qualified on the basis of required norms, a letter dated 12/06/2015 was issued to obtain clarification. The reply of the institution dated 29/06/2015 was again considered in the 233rd meeting (October 8-9, 2015). Again the applicant was not able to submit an approved staff profile. Hence, show cause notice dated 27/10/2015 was issued. Vide the reply dated 05/11/2015, the applicant has informed that it has not received the approval of the staff list from Mumbai University. It has been requested that WRC should request the Mumbai University to approve the staff list. No such request can be sent by WRC. Since sufficient opportunity has been given to the applicant to submit an approved staff list which has been done by the applicant so far, Recognition is refused u/s 14(3)(b) of NCTE Act, 1993."

AND WHEREAS Sh. Vijay V. More, Asstt. Professor and Sh. Dhanraj D. Vispute, Chairman, Shree Rishikesh Shikshan Prasarak Mandal Dadasaheb Dhanraj Vispute, College of Education, Ratnagiri, Maharashtra presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "application dtd. 11/05/2015 for staff list approval is pending before Mumbai University, which is the only deficiency. As per Rule 7(13) of NCTE Regulations 2014 NCTE has to issue letter to affiliating body asking to commence affiliation process, which is not issued by NCTE (WRC). Hence impugned order dated 15/01/2016 be set

aside & request as per Rule 7(13) be issued to Mumbai University to commence affiliation process and staff approval."

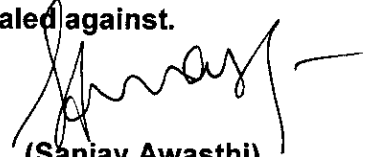
AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) dated 29.04.2015 was issued to appellant institution seeking compliance before 20.05.2015. It was informed to the appellant institution that if formalities required to be completed are completed before 20.05.2015 recognition for 2015-16 will be considered otherwise the case will be considered for academic session 2016-17. Copy of the L.O.I. dated 29.04.2015 was also endorsed to the Registrar, University of Mumbai, Mumbai as one of the conditions prescribed in the L.O.I. related to submission of the list of faculty duly approved by the affiliating body.

AND WHEREAS Clause 7(13) of the NCTE Regulations, 2014 provides that copy of L.O.I. shall be sent to affiliating body 'with the request to provide all assistance to ensure that the staff or faculty is appointed as per norms of the Council within two months.' Appeal Committee on going through the L.O.I. dated 29.04.2015 observed that copy is simply endorsed to the affiliating university without quoting the extant provision of the NCTE Regulations, 2014. The appellant also furnished list of faculty to W.R.C. without getting approval of the affiliating body thereon which resulted in issue of a Show Cause Notice (S.C.N.) dated 27.10.2015. From the reply dated 03.11.2015 of the appellant institution it is observed that the appellant institution had corresponded with Mumbai University for approval of faculty but failed as Mumbai University denied approval in the absence of L.O.I. being endorsed by the W.R.C. The appellant could not furnish any evidence to show that affiliating university was requested to participate in the selection process of faculty and then accord approval to the appointment of faculty. Appellant has furnished copy of its letter dated 11/05/2015 addressed to University of Mumbai seeking affiliation and guidance. As University was not associated in the selection process, probably university had not rendered approval. Appeal Committee is of the opinion that onus for selection of faculty with the approval of affiliating university lies with the applicant institution and lack of knowledge of prescribed procedure cannot be made a ground. The L.O.I. has very clearly mentioned 'list of faculty duly approved by affiliating body' is to be submitted. As the appellant has failed to comply with the requirement of submitting faculty list duly approved by affiliating body, Appeal

Committee decided to confirm the refusal order dated 15.01.2016 issued by W.R.C. Bhopal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 15.01.2016 issued by W.R.C., Bhopal.

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


(Sanjay Awasthi)
Member Secretary

1. The Chairman, Shree Rishikesh Shikshan Prasarak Mandal, Dadasaheb Dhanraj Vispute College of Education, 1/47/2 & 2/1/2, Adarsh, 1/47/2 & 2/1/2,, Kuvarbav, Ratnagiri, Maharashtra - 415612.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



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F.No.89-121/2016 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Aman Institute of Education, Dewas, Mohindergarh, Haryana dated 10/02/2016 is against the Order No. NRCAPP-3044/245th Meeting/2015/131134 dated 10/12/2015 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed. Course on the grounds that "a proof / evidence to the effect that it is a composite institution as per provision of the NCTE Regulations 2014 No Object Certificate issued by the concerned affiliating body as required under clause 5(3) of the NCTE Regulations 2014."

AND WHEREAS Sh. Pradeep Kumar, Asstt. Professor, Aman Institute of Education, Dewas, Mohindergarh, Haryana presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the society has given an affidavit that institution will be made composite before commencement of next session 2016-17. When application were invited for D.El.Ed. Course for the session 2013-14, there was no need of NOC from affiliating body. The file was pending so the Rule of obtaining NOC under Clause 5(3) of the NCTE Regulations 2014 from affiliating body does not cover this."

AND WHEREAS Appeal Committee noted that a Show Cause Notice (S.C.N.) dated 04.09.2015 was issued to the appellant institution inter-alia on the two grounds for which recognition has been refused vide order dated 10.12.2015. One of these grounds related to composite nature of the appellant institution. The appellant was required to furnish affidavit affirming that it will become composite institution before commencement of academic session 2016-17. The appellant, in compliance submitted an affidavit dated 19/09/2015 alongwith its reply dated 23.09.2015 addressed to N.R.C.

AND WHEREAS the second ground mentioned in the refusal order relates to No Objection Certificate of the affiliating body which the appellant institution was required to submit. Appellant informed N.R.C. vide its letter dated 23.09.2015 that it had applied for N.O.C. to the affiliating body and this fact already stands informed to N.R.C. vide letter dated 30.03.2015. Appeal Committee further noted that application for grant of recognition of D.El.Ed. course was made by the appellant institution in December, 2012 under NCTE Regulations, 2009. Under 2009 regulations onus of seeking recommendations of the State Government rested with the Regional Committee and there was no requirement on part of the applicant to seek N.O.C. of the affiliating body. Under NCTE Regulations, 2014 recommendation of State Government are still required to be obtained by the Regional Committee but under a newly inserted Clause 5(3) the applicant institutions are required to obtain N.O.C. from affiliating body and submit it as part of essential documents alongwith application.

AND WHEREAS Appeal Committee further noted that for D.El.Ed. course SCERT is the nodal affiliating body which is controlled by the State Government. N.O.C. of the affiliating body is therefore, synonymous to the N.O.C. of the State Government. The Regional Committee is therefore, under obligation to seek recommendation of the State Government and rejection order on the ground that N.O.C. issued by affiliating body has not been submitted by applicant, particularly when application for recognition was made under a different set of regulations is not justified. There is also no provision in NCTE Regulations, 2014 for submission of N.O.C. in cases where applications were submitted under NCTE Regulations, 2009 and such applications have been pending for certain reasons. The N.O.C. from affiliating body is applicable only to new applications as it has to accompany such applications which are invited under NCTE Regulations, 2014.

AND WHEREAS Appeal Committee considering the facts and circumstances of the case decided to remand back the case to N.R.C. Jaipur for further processing of the application leaving aside the requirement of N.O.C. to be submitted by applicant.

AND WHEREAS After perusal of the Memoranda of Appeal, affidavit, documents on record and oral submissions advanced by the appellant, Appeal Committee concluded to remand back the case to N.R.C., Jaipur for further processing of the application.

NOW THEREFORE, the Council hereby remands back the case of Aman Institute of Education, Dewas, Mohindergarh, Haryana to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

- 1. The Appellant, Aman Institute of Education, V.P.O.-Dewas Tehsil & Distt.-Mohindergarh, Haryana – 123029.**
- 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
- 3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.**
- 4. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.**

F.No.89-122/2016 Appeal/5th Meeting-2016**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 2/6/16

ORDER

WHEREAS the appeal of Assam Don Bosco University, Sonapur, Kamrup, Assam dated 15/02/2016 is against the Order No. ERC/199.9.(i).5/ERCAPP3372/(Integrated B.Ed. M.Ed. Course)/2015/39680 dated 19/12/2015 of the Eastern Regional Committee, refusing recognition for conducting B.Ed., M.Ed. Course on the grounds that "the date of application through online is 03/06/2015 and date of dispatch of hard copy of printout of online application is 01/07/2015 i.e. after 15 days of submission of online application. A copy of registered land documents not submitted with hard copy of the online application."

AND WHEREAS Dr. Francis Fernandez, Representative, Assam Don Bosco University, Sonapur, Kamrup, Assam presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "payment amounting to Rs. 1,52,022.48 was made under Reference No. 43069162 dated 30/05/2015. We were not aware that a hard copy of the land documents need to be submitted. It is available and will be produced at the time of the hearing. A hard copy is attached with the printed copy of this appeal. The NCTE website for this appeal is showing the course we have applied for as D.E.C.Ed. our application is for integrated B.Ed. M.Ed. course. We submitted the online application on 30/05/2015. The hard copy was dispatched on 31/05/2015. As we were unable to get a copy downloaded from the website with the NCTE Logo, we sent a University official to Bhubaneswar to enquire. We were told to resubmit the application as the copy became downloadable only by that time. This copy was downloaded and sent again on 01/07/2015."

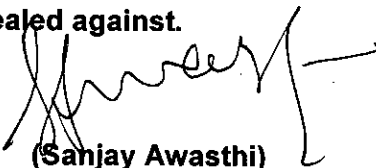
AND WHEREAS Appeal Committee noted that the appellant institution submitted online application for B.Ed. M.Ed. course on 03.06.2015 and hard copy thereof was submitted on 1.07.2015 Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be

the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Noting that the appellant institution submitted hard copy of application much before the cut-off date, Appeal Committee decided that late submission of application is not a valid ground for refusal in this case.

AND WHEREAS as regards the second ground of refusal which relates to non-submission of the copy of registered land documents is concerned, Appeal Committee is guided by Clause 7(2) (b) of the NCTE Regulations, 2014. The above Clause states that 'applications shall be summarily rejected in case of failure to submit printout of the application made online alongwith land documents as required under sub-regulation (4) of regulation 5 within fifteen days of the submission of online application'. Appeal Committee, therefore, decided to confirm the refusal order dated 19/12/2015 issued by E.R.C., Bhubaneswar on the ground that applicant institution has failed to submit copy of the registered land document alongwith printout of the application as required under Clause 7(2)(b) of the NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the course of appeal presentation, Appeal Committee concluded to confirm the refusal order dated 19/12/2015 for the reason that appellant institution has failed to submit copy of registered land documents as required under Clause 7(2)(b) of the NCTE Regulations, 2014.

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


(Sanjay Awasthi)
Member Secretary

1. The Vice-Chancellor, Assam Don Bosco University, 364, Phoring, Sonapur, Kamrup, Assam – 782402.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



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F.No.89-123/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 24/6/16

ORDER

WHEREAS the appeal of Assam Don Bosco University, Tapesia, Sonapur, Kamrup, Assam dated 15/02/2016 is against the Order No. ERC/7.203.9(i).248/ERCAPP-4004/B.Ed./2015/42671 dated 10.02.2016 of the Eastern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "(i) A copy of the land document not submitted with hard copy of online application."

AND WHEREAS Dr. Francis Fernandez, Representative, Assam Don Bosco University, Tapesia, Sonapur, Kamrup, Assam presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that the application was made on 30/06/2015. The draft was drawn on 29/06/2015 and the details were uploaded during the online process (DD No. 020649 dated 29/06/2015 on SBI, Guwahati payable at Bhubaneswar). The printed copy was sent to NCTE on 01/07/2015, just one day after filing the online application. A hard copy of the land documents was attached along with it. A hard copy is being attached again with the printed copy of this appeal. The originals can be made available for physical inspection at the time of appearance. The printed copy of the application submitted by us was the correct one with application ID (ERCAPP4004) and NCTE Logo. The DD Number is also mentioned on the printed copy that was submitted.

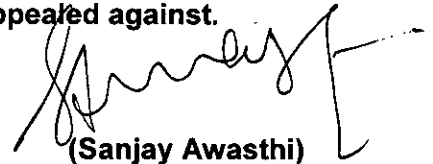
AND WHEREAS Appeal Committee noted that there is mismatch in the number and date of refusal order as issued by E.R.C., Bhubaneswar and that appealed against by the appellant. Appellant applied for B.Ed. course vide application dated 30.06.2015 and refusal order was issued on 10.02.2016 whereas the course mentioned in the appeal memoranda is B.Ed./M.Ed. and copy enclosed is of refusal order dated 19.12.2015.

AND WHEREAS Appeal Committee noted from the relevant records that appellant institution did not submit copy of the registered land documents as required under Clause 5(4) of the NCTE Regulation, 2014. Clause 7(2) (b) of the Regulations laydown

that application shall be summarily rejected in case of failure to submit printout of the application made online alongwith land documents. Appeal Committee, therefore, decided to confirm the refusal order dated 10.02.2016 for B.Ed. course issued by E.R.C., Bhubaneswar.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 10.02.2016 for B.Ed. course issued by E.R.C., Bhubaneswar.

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



(Sanjay Awasthi)
Member Secretary

1. The HOD/Correspondent, Assam Don Bosco University, 364, Phoring, 364, Tapesia, Sonapur, Kamrup, Assam – 782402.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. The Secretary, Education (looking after Teacher Education) Government of Assam, Dispur.



F.No.89-124/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 21/6/16

ORDER

WHEREAS the appeal of Sree Adilakshamma College of Education, Tirupati, Chittoor, Andhra Pradesh dated 07/02/2016 is against the Order No. SRO/NCTE/SRCAPP3443/B.Ed/AP/2016-17/78577 dated 08/12/2015 of the Southern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "NOC is given. But, it is dated after 15 July, 2015. This is violative of the instruction issued by NCTE. Reject."

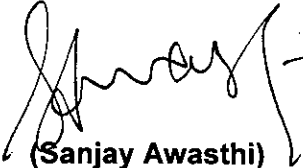
AND WHEREAS no one from, Sree Adilakshamma College of Education, Tirupati, Chittoor, Andhra Pradesh appeared on behalf of the appellant institution on 27/04/2016. In the appeal memoranda it was submitted that application fee has been paid on 11/06/2015 Rs. 1,50,000/- as prescribed under Rule 9 of the NCTE Rules 1997. We have also submitted printout of the application made online alongwith the necessary documents as required under Sub-Regulation (4) of Regulation 5. As the non-availability of Vice-Chancellor at S.V. University caused the delay in obtaining NOC (at the time Vice-Chancellor position vacant, Andhra Pradesh State Govt. non recruitment). So there was a delay in submission of NOC to NCTE office.

AND WHEREAS Appeal Committee noted from the refusal order that the appellant institution submitted online application for B.Ed. course on 11.06.2015 and hard copy thereof was submitted on 13.06.2015. Appeal Committee further noted that NCTE (HQ) had issued directions addressed to all Regional Committee offices stating that 15.07.2015 shall be the last date for submission of hard copy of application alongwith N.O.C. irrespective of the date of online application. Appeal Committee further noted that recognition was refused by S.R.C. on the ground that N.O.C. is dated 15.07.2015 and thus is violative of the instructions issued by NCTE. S.R.C. has also informed vide its letter no. HQ/Appeal/AP/TN/KA/KL/2016/84487 dated 19.04.2016 that Letter of Intent dated 12.04.2016 has since been issued to appellant institution. The refusal order dated

08/12/2015 and consequent appeal there-against is therefore held infructuous by the Appeal Committee.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record, Appeal Committee concluded to remand back the case to S.R.C., Bangalore, for further processing of the application.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Sree Adilakshamma College of Education, 208/2,3,4, Sree Rama Educational Society, 9, Chennaiahgunta, Tirupati, Chittoor, Andhra Pradesh – 517507.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Jnana Bharathi Campus Road, Nagarabhavi, Opp. National Law School, Bangalore - 560 072.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.

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F.No.89-125/2016 Appeal/5th Meeting-2016

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 2/6/16

ORDER

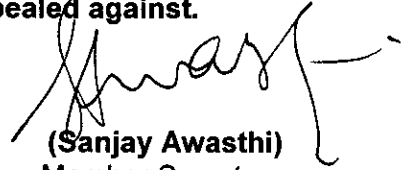
WHEREAS the appeal of Vishun Rajdeo Teachers Training College, Lalganj, Hajipur, Vaishali, Bihar dated 12/02/2016 is against the Order No. ERC/7-200.9.(i).117/ERCAPP2210/(M.Ed. Course)/2015/39821 dated 30/12/2015 of the Eastern Regional Committee, refusing recognition for conducting M.Ed. Course on the grounds that "the institution has not submitted the processing fee as prescribed under Rule 9 of the NCTE Rules 1997 as amended from time to time."

AND WHEREAS Dr. Amit Kumar, Secretary and Sh. Jitendra Kumar, Joint Secretary, Vishun Rajdeo Teachers Training College, Lalganj, Hajipur, Vaishali, Bihar presented the case of the appellant institution on 27/04/2016. In the appeal and during personal presentation it was submitted that "the applicant institute submitted its online application for grant of recognition for the academic session 2016-17 with annual intake (50) for M.Ed. programme (ERCAPP2210) on 09/05/2015. The applicant institute dispatched the hard copy printout of the online application of M.Ed. programme alongwith all relevant documents on 26/05/2015. The applicant institute was not aware with the NCTE Regulation 2014 for M.Ed. programme and due to inadequate guidance, unwillingly did not attach the application fee of M.Ed. programme along with the hard copy documents. The applicant institute noticed later that the requisite demand draft (DD No. 560911 of Rs. 1,50,000/- dated 04/05/2015) was misplaced and before filing appeal application the applicant institute prepared a New Demand Draft (Demand Draft No. 903271, dated 09/02/2016 in favour of "Member Secretary NCTE", payable at Bhubaneswar issued from Bank of India, Kiratpur Rajaram Branch, showing their willingness for consideration the application for the academic session 2016-17. The applicant institute was confused due to ignorance of NCTE Regulation 2014 for M.Ed. programme."

AND WHEREAS Clause 7(2) (a) of the NCTE Regulations, 2014 provide that 'the application shall be summarily rejected in case of failure to furnish application fee as prescribed under Rule 9 of NCTE Rules on or before the date of submission of online application. Appeal Committee noting that appellant institution had not paid the application/processing fee alongwith application, decided to confirm the refusal order dated 30.12.2015.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to confirm the refusal order dated 30.12.2015 issued by E.R.C., Bhubaneswar.

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



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Vishun Rajdeo Teachers Training College, Plot No.-685, 1,2, Street No.-12, Village-Kiratpur, Rajaram, Post Office-Bhagawanpur, Tehsil/Taluka-Lalganj, Hajipur, Vaishali, Bihar – 844114.
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.89-749/2013 Appeal/5th Meeting-2016
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

ORDER

Date: 21/6/16

WHEREAS the appeal of Om Shri Guru Shakshi Ram Chander Institute, Muzaffarnagar, Uttar Pradesh dated 03/12/2013 is against the Order No. NRC/NCTE/NRCAPP-4574/219th Meeting/64433 dated 07/11/2013 of the Northern Regional Committee, refusing recognition for conducting B.Ed course on the ground that "the land is in the name of individual and not in the name of institution/society as required in clause 8(7) (i) of NCTE, Regulations, 2009."

AND WHEREAS Dr. L.L. Eindhu, J. Secretary, Om Shri Guru Shakshi RamChander Institute, Muzaffarnagar, Uttar Pradesh presented the case of the appellant institution on 12-04-2014. In the appeal and during personal presentation it was submitted that "the land is in name of institution/society as required in the clause 8(7) (i) of NCTE Regulations, 2009 and not in the name of individual."

AND WHEREAS The Committee noted that in the land document and Land Use Certificate submitted by the appellant the name of the individual is appearing first followed by his designation and name of the society. The documents also mention that the society is managed by the individual in his capacity as the Secretary. According to the provisions contained in clause 8(7) (i) of the NCTE Regulations 2009, the institution or sponsoring society should be in possession of the required land on the date of application. The Committee decided that legal opinion may be obtained as to whether the language used in the land documents clearly establishes that the land is in the name of the society and not in the name of an individual as claimed by the appellant.

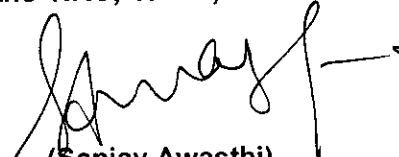
AND WHEREAS Appeal Committee considered the legal opinion received in this regard in its 5th meeting held on 27.04.2016. As per legal opinion, there does not seem to be any doubt with regard to possession of the land in the hands of Gurusthali Sansthan Avam Shiksha Parsar Samiti running Guru Sakshi Ram Chander Institute, Dist. Muzzaffarnagar, Uttar Pradesh. Legal Counsel has further opined that it is not clear as

to whether the land was purchased by Sh. Amit Choudhary in his capacity as Secretary of the society or the land was purchased by the sansthan through Amit choudhary. Legal Opinion further says that the matter may be resolved by asking Sh. Amit Choudhary to issue a clarificatory letter stating that land was purchased for and on behalf of the Sansthan (Gurusthali Sansthan Avam Shiksha Prasara Samiti) by him upon being authorised by the Sansthan coupled with a Relinquishment Deed by him clearing relinquishing the property in favour of the sansthan upon receipt of the clarificatory letter and Relinquishment Deed, the sansthan can be said to be the owner of the land.

AND WHEREAS Appeal Committee, decided to remand back the case to N.R.C. Jaipur for seeking clarificatory letter and Relinquishment Deed from Sh. Amit Choudhary, Secretary of the sansthan and on compliance further process the application.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and legal opinion obtained from the legal counsel, Appeal Committee concluded that N.R.C. Jaipur should obtain clarificatory letter and Relinquishment Deed from Sh. Amit Choudhary, Secretary of the sansthan and on compliance further process the application.

NOW THEREFORE, the Council hereby remands back the case of Om Shri Guru Shakshi Ram Chander Institute, Muzaffarnagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Om Shri Guru Shakshi Ram Chander Institute Bhajjau Shamli, 62/2, Civil Line Saket Road Near Dhanvantri Hospital, Meerut, Muzaffarnagar, Uttar Pradesh – 250001.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Fourth Floor, Jeevan Nidhi-II, LIC Building, Bhawani Singh Marg, Ambedkar Circle, Jaipur - 302005, Rajasthan.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.