



F.No.89-86/E-178380/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Shri M.D.S. M.Ed. College, (Shree Umiya Education Trust), Tankara, B/H HP Petrop Pump, Tankara, Rajkot, Gujarat dated 17/02/2021 is against the Order No. WRCAPP1309/2011/82820 dated 10.11.2011 of the Western Regional Committee, refusing recognition for conducting for M.Ed. Course on the grounds that "NAAC accreditation certificate not submitted."

AND WHEREAS Sh. Ramesh Bhai B. Bhatasna, Secretary, Shri M.D.S. M.Ed. College, (Shree Umiya Education Trust), Tankara, B/H HP Petrop Pump, Tankara, Rajkot, Gujarat presented the case of the appellant institution on 30/03/2021 and 28.5.2021.

AND WHEREAS the Committee noted that the appellant filed a W.P. (C) 1308/2021 & C.M. APPL3674/2021 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in their order dt. 02/02/2021, dismissed the petition as withdrawn, with liberty to the petitioner to file an appeal before the Appellate Committee of the NCTE. The Hon'ble High Court also observed that all conditions including limitation and on the merits, are left upon for decision of the Appellate Committee.

AND WHEREAS the appellant, in the appeal without submitting any explanation has enclosed a host of land related and other documents. The appellant, in a subsequent letter dt. 30/03/2021, submitted that after refusal of recognition, they contacted the concerned authorities for NAAC accreditation, but they were informed that for the said accreditation there should be continuous running of the B.Ed. course for a period of 4 years from the date of pre-approval from the Government of Gujarat. As pre-approval from the Government of Gujarat was obtained in the year 2009, continuous running of

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B.Ed. course would have been completed only in the year 2013 for NAAC accreditation, while their application was refused in 2011 itself.

AND WHEREAS the Committee noted that the submission of the appeal has been delayed by nine years, one month and eight days beyond the prescribed period of sixty days.

AND WHEREAS the Committee noted that according to the provisions of Section 18 (1) of the NCTE Act, 1993, any person aggrieved by an order made under Section 14 or Section 15 or Section 17 of the Act may prefer an appeal to the Council within such period as may be prescribed. According to the provisions of Rule 10 of the NCTE Rules, 1997, any person aggrieved by an order made under the above-mentioned Sections of the Act may prefer an appeal to the Council within sixty days of issue of such orders. According to the provisions of Section 18 (2) of the NCTE Act, no appeal shall be admitted if it is preferred after the expiry of the period prescribed therefor; provided such an appeal may be admitted after the expiry of the period prescribed therefor, if the appellant satisfied the Council that he had sufficient cause for not preferring the appeal within the prescribed period.

AND WHEREAS the appellant, in their letter dt. 30/03/2021, submitted that when their application for recognition of M.Ed. was refused in 2011, they were left with no option at that time and they waited for the NCTE notification calling for new applications, which has not happened till date. If the delay is not condoned and their application is not considered, they will be left with no remedy because presently applications are not invited by the NCTE.

AND WHEREAS the Committee noted that submission of a statutory appeal, within the prescribed period, which has been clearly indicated in para 7 of the refusal order dt. 10/11/2011 itself and waiting for invitation of fresh applications are separate and disconnected matters. The very fact that the appellant did not appeal against the refusal order dt. 10/11/2021, within the prescribed period, indicates that appellant institution had accepted the refusal order as on the date of issue and receipt of the impugned order. Implication of NAAC accreditation issue at this late stage does not have any relevance

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vis a vis delay of approximately 10 years. The Committee concluded that the ground adduced by the appellant for the delay in appeal is neither justified nor acceptable. In these circumstances, the Committee decided not to admit the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded that the ground adduced by the appellant for the delay in appeal is neither justified nor acceptable. In these circumstances, the Committee decided not to admit the appeal.

The above decision is being communicated on behalf of Appeal Committee.



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Shri M.D.S. M.Ed. College, (Shree Umiya Education Trust), 97/2, Tankara, B/H HP Petrop Pump, Tankara, Rajkot, Gujarat – 363650.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-119/E-158826/2020 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Sorabh College of Education, Khadli, Near Goverdhan Temple NH-11, Dausa, Rajasthan dated 01/05/2020 against the Order No. NCTE/NRC/NRCAPP201615453/B.A.B.Ed./B.Sc.B.Ed. – 4 Year Integrated/SCN/RJ/2017-2018/4; dated 08.02.2018 of the Western Regional Committee, refusing recognition for conducting for B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that “Reply of Show Cause Notice has not been submitted till date was confirmed by the Appellate Authority on the grounds that (i) the delay in preferring the appeal without any reason is not condoned and (ii) no reply to the L.O.I. and S.C.N. was submitted by the appellant institution, vide Appellate order F.No. 89-119/E-158826/2020 Appeal/24th Meeting – 2020/23rd Oct., 2020 dated 19/11/2020.”

AND WHEREAS the appellant, aggrieved by the Appellate order dated 19/11/2020, filed a W.P. (C) 10882/2020 before the Hon’ble High Court of Delhi at New Delhi. The Hon’ble High Court passed their order on the petition on 02/03/2021. The operative parts of the order are reproduced below:-

“A perusal of the order of the Appellate Committee, however, does not reflect any consideration of the written submission dated 17/10/2020 filed by the petitioners, although the same were on record. The appeal has ultimately been dismissed on the ground of delay and on the ground that no reply to the letter of intent and show cause notice was submitted by the petitioner. It is evident that the petitioners had offered some explanation for the delay in filing of the appeal in paragraph 10 of the written submissions. Similarly, on the question of compliance with the letter of intent, the petitioners had placed facts relating to the process adopted by

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the affiliating University and their communications with the University. The petitioners had also contended that the delay in compliance with the letter of intent was thus not attributable to them.

Without entering into the merits of the contentions raised by the petitioners in their written submissions, it is clear from a perusal of the Appellate Committee's order that the contentions have not been adequately appreciated, despite the order of this Court dated 21/10/2020.

In view of the above, the order of the Appellate Committee dated 19/11/2020 is set aside, and the petitioners appeal is remanded to the Appellate Committee for fresh consideration, in accordance with law and keeping in mind the order of this Court dated 21/10/2020. The Appellate Committee will consider the petitioner's appeal expeditiously, and endeavour to dispose of the same within two months from now."

AND WHEREAS in compliance with the directions of the Hon'ble High Court, the Committee took up the matter for re-consideration in their 11th Meeting of 2021 held on 30/03/2021, Dr. C.S. Choudhary, Member, Vice President on behalf of Sorabh College of Education was present on 30.3.2021. Shri Kripal Singh Meema of Sorabh College of Education, Khadli, Near Goverdhan Temple NH-11, Dausa, Rajasthan presented the case on 28.5.2021.

AND WHEREAS the appellant, with their letter dated 09/03/2021, enclosing a copy of the order of the Hon'ble High Court dated 02/03/2021 and a copy of their letter dated 17/10/2020, submitted at the time of considering their appeal on 23/10/2020, requested for sympathetic consideration of their submissions contained in their letter dt. 17/10/2020 and also in view of the fact that delay in compliance of L.O.I. was only on account of delay on the part of the affiliating university in constituting selection committee and approving the faculty.


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AND WHEREAS the Committee noted that the Hon'ble High Court, in para 7 of their order dt. 02/03/2021, while setting aside the Appellate order and directing re-consideration of the matter, has commented in detail vis a vis the grounds on which the Appellate Authority confirmed the refusal order. The Hon'ble High Court, in their present order, has also drawn attention to their earlier order dt. 21/10/2020.

AND WHEREAS in view of the above position, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the total compliance report of the L.O.I. to be submitted to them by the appellant and take necessary action as per the NCTE Regulation, 2014. The appellant is directed to forward to the WRC, a total compliance report of the L.O.I. with documents in originals, wherever necessary within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Sorabh College of Education, Khadli, Near Goverdhan Temple NH-11, Dausa, Rajasthan to the WRC, NCTE, for necessary action as indicated above.

The above decision is being communicated on behalf of Appeal Committee.


(Mrs. Kesang Yangzom Sherpa)
 Member Secretary

1. The Secretary, Sorabh College of Education, Khadli, Near Goverdhan Temple NH-11, Khadili, Dausa, Rajasthan – 303303.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-68/E-177184/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of C.R.R. College of Education, Sydapuram, Nellore, Andhra Pradesh dated 01/02/2021 is against the Order No. F. SRO/NCTE/APSO5458/B.Ed./(A.P.)/2021/124200-07 dated 08.03.2021 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "The institution has not submitted registered land documents. The institution has submitted photocopy of Building Plan, but multipurpose hall size mentioned 70.78 sq. mts. which is insufficient as per norms of NCTE Regulations, 2014. The institution has submitted faculty list which is not approved by the Affiliating body. Some deficiencies are: - i) A letter regarding approval of faculty issued by the affiliating body has not submitted by the institution. ii) The institution has not appointed performing arts faculty. The institution has not submitted a "Form A" issued by the respective Bank Manger towards creation of FDR of Rs.7 lakh and 5 lakh, totalling Rs.12 lakh towards Endowment Fund & Reserve Fund into joint account for a duration of 5 years along with a copy of the FDRs."

AND WHEREAS Sh. K. Sreenivaslu, Representative and Dr. T. Murli, Principal, C.R.R. College of Education, Sydapuram, Nellore, Andhra Pradesh presented online the case of the appellant institution on 30/03/2021 and 28.5.2021. In the appeal and during online presentation, it was submitted that they are submitting original certified copies of land document obtained; notarised copy of building plan issued by Panchayat Secretary, Nellore; a notarised copy of faculty list issued by University Registrar and a notarised copy of FDR and Form 'A'. The appellant enclosed these documents.

[Handwritten signature]

AND WHEREAS the Committee noted from the documents submitted that the area of multipurpose hall has been indicated in the building plan as 60 x 36.5 without indicating the unit of measurement i.e. ft. or Mtrs. if it is in feet, the area is more than 2000 sq. ft. The faculty list, which certain a teacher for painting and none for performing arts, has been countersigned by a representation of University's Governing Body, Department of Marine Biology and not by the Registrar, who is the Competent Authority. Further the appellant has submitted a copy of the affiliating body's letter dated 24/12/2019 approving the faculty.

AND WHEREAS the Committee noted that appellant institution is recognised to conduct B.Ed. programme since 2007 and at present has an intake of 50 seats only. Appeal Committee, therefore, decided to remand back the case to SRC to consider the submissions made by appellant before Appellate Authority. Appellant is required to submit to SRC within 15 days of the issue of Appeal order the (i) certified copy of Registered land document, (ii) List of faculty, (iii) Approval letter of University, (iv) Building Completion Certificate and (v) FDRs.

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

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, C.R.R. College of Education, 467/469/1, Sydapuram, Nellore, Andhra Pradesh – 524407.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



F.No.89-69/E-177222/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Late Lalasaheb Deshmukh College of Education, Tiwsa, Mozri to Nagpur Road, Tiwsa, Amravati, Maharashtra dated 22/01/2021 is against the Order No. WRC/APW00767/123101/322nd/2020/213272 dated 24.12.2020 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "Recognition was granted to the institution on 02.03.2005 on rented premises with a condition that to shift the institution in its own premises within a period of three years from the date of issue of recognition order. The institution has not shifted the institution in its own premises till date. Accordingly, Show Cause Notice was issued to the institution on 06.10.2020. The institution has not submitted the reply of the Show Cause Notice till date."

AND WHEREAS Sh. Prashant Deshmukh, Representative and Dr. Sujata, Principal, Late Lalasaheb Deshmukh College of Education, Tiwsa, Mozri to Nagpur Road, Tiwsa, Amravati, Maharashtra presented online the case of the appellant institution on 30/03/2021. In the course of presentation online, the appellant, through an email dated 30/03/2021 requested for another opportunity to show all the documents. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Sh. Prashant Deshmukh represented of the Appellant institution presented online the case of appellant institution on 28.5.2021 and stated that appellant institution was granted recognition to conduct M.Ed. programme subsequently and the Visiting Team while conducting inspection for M.Ed. programme had verified the facilities in a composite manner.

AND WHEREAS Appeal Committee, therefore, decided to remand back the case to WRC for revisiting the matter specifically keeping in view the composite nature of the institution and compliance of NCTE Regulation, 2014.

NOW THEREFORE, the Council hereby remands back the case of Late Lalasaheb Deshmukh College of Education, Tiwsa, Mozri to Nagpur Road, Tiwsa, Amravati, Maharashtra to the WRC, NCTE, for necessary action as indicated above.

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Principal, Late Lalasaheb Deshmukh College of Education, Tiwsa, 93/1, 94/7, NH No. 6 Mozri to Nagpur Road, Tiwsa, Amravati, Maharashtra – 444903.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-71/E-177434/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Shri Radha Rani Degree College, Julahpur, Mahamaya Nagar, Aligarh, Uttar Pradesh dated 30/11/2020 is against the Order No. NRC/NCTE/UP-930-B.Ed./311th & 316th Meeting/2020/209933 dated 09.10.2020 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "As per S.O.P., two S.C.Ns U/s 17 have already been issued. Therefore, the recognition of the institution may be withdrawn, as enough opportunities have been given to the institution."

AND WHEREAS Sh. Pramod Kumar, Representative and Sh. A. Kumar, Representative, Shri Radha Rani Degree College, Julahpur, Mahamaya Nagar, Aligarh, Uttar Pradesh presented the case of the appellant institution on 30/03/2021 and 28.5.2021. In the appeal and during personal presentation it was submitted that "The institute maintained enough number of staff which are approved by affiliating University (Dr. B.R. Ambedkar University, Agra). Institution attached the original approved faculty list with their academic qualification and experience certificate, etc. The institution has submitted the details of salary disbursed to the faculty along with bank statement. The institute already maintains each faculty member account details with their bank passbook. Institute already maintain the balance sheet which is approved by chartered accountant. The institution maintaining the website as the clause 7(14) of NCTE, Rules and Regulation (2014-17). The website of institute is governed by the following full conditions of NCTE letter no. RD/NRC/NCTE/2020/208419 dated 09/07/2020."

AND WHEREAS the Committee noted from the file of the NRC that the appellant filed a W.P. (C) No. 4078/2020 before the Hon'ble High Court of Delhi at New Delhi raising certain issues regarding the NRC's decision to withdraw recognition. The Hon'ble High

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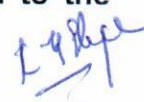
Court, in their order dt. 05/10/2020, granting liberty to the petitioner to file an appropriate appeal in terms of the statutory provisions, in case a withdrawal is served, directed the Appellate Authority to deal with the appeal to be filed by the petitioner, uninfluenced by any observations made by this court.

AND WHEREAS the Committee noted from the file of the NRC, that in the second show cause notice dated 26/12/2019, four deficiencies were pointed out. The institution replied through their letter dt. 01/01/2020, which was received in the NRC on 08/01/2020. The NRC, after considering the matter, decided to withdraw recognition 'as enough opportunities have been given to the institution. Committee noted that the deficiencies still persisting after the 2nd Show Cause Notice, if any, were not spelt out by NRC.

AND WHEREAS the appellant, with their letter dt. 30/03/2021, submitted copies of letters issued by Dr. Bhimrao Ambedkar University, Agra, approving the names of faculty, particulars of staff in the format, countersigned by the Registrar of the University on 05/03/2020; copies of some salary statements including some issued by bank and some website pages.

AND WHEREAS the Committee, in view of the position stated in paras 4 and 5 above, concluded that the matter deserved to be remanded to the NRC with a direction to consider the documents submitted in appeal, to be sent to them by the appellant and take necessary action as per the NCTE Regulation, 2014. The appellant is directed to forward to the NRC clear and legible copies of all the documents submitted in appeal, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shri Radha Rani Degree College, Julahpur, Mahamaya Nagar, Aligarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.



The above decision is being communicated on behalf of Appeal Committee.



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Shri Radha Rani Degree College, Julahpur, 73K, 73Kh, 74, 75, Kachora, NH-91, Mahamaya Nagar, Aligarh, Uttar Pradesh – 204215.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-72/E-177398/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Royal College of Education, Mallapura, Mallapura, Nelamangala, Bangalore, Karnataka dated 10/02/2021 is against the Order No. F. SRC/NCTE/APSO2415/B.Ed./2021/122684-2690 dated 08.01.2021 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "The institution has not submitted any representation in response to the Final Show Cause Notice issued to the institution on 07.09.2020."

AND WHEREAS Mr. Niranjana, Administrator of Royal College of Education, Mallapura, Mallapura, Nelamangala, Bangalore, Karnataka presented online the case of the appellant institution on 31/03/2021 and 28.5.2021. In the appeal and during online presentation it was submitted that "We have informed the SRC in the year 2015 itself in our letter dated.31.07.2015 requesting for shifting of institution and change of communication address. Copy of the letter is attached. As we have constructed our own building we have proposed for the shifting of the college. Further, the SRC has also sent a letter No.87246 dated.12.07.2016 informing that the inspection of our institution will be conducted. We have approached the office of SRC regarding fee payment for shifting. It was informed that the Visiting Team will come to the institution, there itself institution has to submit the Demand Draft and other documents to the visiting team. Thereafter, we have not received any letter from the SRC. Recognition to our institution has been withdrawn for not submitting reply to Show Cause Notice. On verifying the matter, we came to know that SRC has sent the Show Cause Notice at the old address. As the post has been sent to old address, our institution was unaware of the Show Cause Notice and also, we have not received it. Our institution has also submitted the documents in the year 2015 itself while making request for shifting. We are having all the documents as required by SRC for grant of recognition. We are submitting here with a complete set of documents

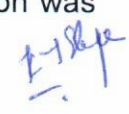
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like Certified Copy of Land Documents, Approved Building Plan, Building Completion Certificate, Land Use Certificate, Non-Encumbrance Certificate, Form A for FDRs, Site Plan and approved Staff List before the Appeal Committee for kind perusal. If our institution was aware of any show cause notice issued, we would have immediately submitted all these documents. We earnestly request the Appeal Committee to kindly reverse the decision of SRC, because of no fault of our institution, recognition of our B.Ed. college has been withdrawn. We request to consider the documents submitted along with this Appeal Report and grant recognition to our B.Ed. college.”

AND WHEREAS the Committee noted from the file of the SRC that the appellant, in their letter dt. 31/07/2015, sought permission for shifting of the college of their own premises. In that letter the appellant gave a new address for purposes of communication. The SRC, after considering the request of the appellant, issued a letter dt. 12/07/2016 asking the appellant to be ready with a number of documents mentioned therein including inspection fee of Rs. 1.5 lakhs, for inspection by a Visiting Team. This letter, which was sent to the address at which recognition was granted, was returned undelivered.

AND WHEREAS the Committee also noted that thereafter SRC issued two Show Cause Notices to the appellant. In the first show cause notice dt. 24/12/2019, without making any reference to the proposal for shifting of premises, a number of documents which are usually called for in connection with the issue of revised sanction in pursuance of the NCTE Regulation, 2014, have been called for. There is no reply to this Show Cause Notice, which was sent to the address at which recognition was granted.

AND WHEREAS the Committee further noted from the file that the SRC issued a Final Show Cause Notice on 07/09/2020, which was sent to two address – one to the Principal of the college at a new address at Uttarahalli Main Road, Bengaluru – 560061 and another to the Secretary of the Society to the address at which the institution was granted recognition.

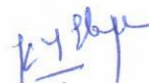


In this notice it was mentioned that the institution neither submitted any application for shifting of premises nor obtained prior permission for shifting of premises from NCTE. The appellant was, therefore, asked to submit an application for shifting of premises and prescribed fee of Rs. 1.5 lakhs by Demand Draft. The appellant was also asked to submit a number of documents mentioned therein. There is no reply to this show cause notice also.

AND WHEREAS the Committee noted that until the new premises of any institution is inspected and approved by the NCTE, communications are sent only to the address of the institution at which recognition was granted. In view of this position, the SRC rightly sent their letter dt. 12/07/2016 and the two show cause notices dt. 24/12/2019 and 07/09/2020 to the authorised address of the institution. The very fact that the appellant enclosed a copy of SRC's letter dt. 12/07/2016 to their appeal proves that he had received that letter but did not respond.

AND WHEREAS the Committee noted from the submissions of the appellant in their appeal that they have shifted to new premises, which is in gross violation of the provision of Clause 8 (9) of the NCTE Regulation, 2014 according to which, in case of change of premises, prior approval of the Regional Committee concerned shall be necessary, which may be accorded after due inspection of the institution at the new site. In such circumstances, the plea of the appellant that they did not receive the show cause notice, on account of unauthorised shifting to new premises is not only unacceptable but deserves dismissal.

AND WHEREAS in conclusion the Committee, noting that the appellant, by shifting premises without permission of NCTE acted in gross violation of the provisions of NCTE Regulation, 2014 and also failed to respond to the Show Cause Notice dt. 07/09/2020 (and also to the earlier show cause notice dt. 24/12/2019 and the letter of the SRC dt. 12/07/2016) all sent to the address at which recognition was granted, concluded that the appeal deserved to be rejected and the order of the SRC confirmed.



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

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

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. **The Secretary, Royal College of Education, Mallapura, ½, 1/3, HG Halli, Mallapura, Nelamangala, Bangalore, Karnataka – 562112.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bangalore.



F.No.89-74/E-177573/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Star B.Ed. College, Medikonduru, Guntur, Andhra Pradesh dated 13/02/2021 is against the Order No. SRO/NCTE/SRCAPP14120/B.Ed./AP/2020/122298 dated 07.01.2021 of the Southern Regional Committee, refusing recognition for conducting for B.Ed. Course on the grounds that "Original files of the institution along with other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:- The Committee noted the letter received from the Government of Andhra Pradesh, School Education Department vide letter dt. 129909/TRG/A2/2020 dated 08.11.2020 and decided to refuse grant of recognition and close the file of the institution and inform to Government of Andhra Pradesh, School Education Department accordingly."

AND WHEREAS the representative of Star B.Ed. College, Medikonduru, Guntur, Andhra Pradesh presented online the case of the appellant institution on 30.3.21. In the appeal memoranda it was submitted that "we submitted few lines for your kind consideration, the B.Ed. 2 units case has been eligible for fr. and SRC, NCTE write a letter to the Registrar, Acharya Nagarjuna University, Guntur. The University authorities conducted inspection and submitted the detailed report to Registrar Anu, the Registrar same report forward to SRC, NCTE, New Delhi on dated 29-02-2020, through mail and hard copy by post. The Government of Andhra Pradesh School Education Department write a letter vide letter dated 129909/TRG A2/2020 dated 08.11.2020 (please refer to your letter 2nd cited and to inform that in the past the Govt. A.P. vide Lr.1st cited have

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requested the NCTE not to permit / accord permission for opening of new B.Ed. colleges in the State of A.P. from the academic year 2017-18, 2018-19 onward since there are already 483 B.Ed. colleges working in the State of AP further during the academic year 2019-20 there are nearly 10000 B.Ed. seats not filled in the State) against our college the School Education Department has been issued Government orders to start new B.Ed. colleges from academic years 2017-18, 2018-19 and 2019-20, actually Acharya Nagarjuna University, jurisdiction affiliated 160 B.Ed. colleges and 16000 seats are admitted from the academic years 2017-18, 2018-19 and 2019-20. Now our college is also located Acharya Nagarjuna University. It is noticed that there is a need to establish a new B.Ed. college at Medikonduru, Guntur Dist. Andhra Pradesh.

AND WHEREAS during the course of online hearing on 30.3.2021, appellant requested for another opportunity for making presentation of its case. Appeal Committee, as per extant appeal rules, decided to grant another (2nd) opportunity to the appellant to present the case before Appellate Authority.

AND WHEREAS on-line intimation was given to appellant to present its case before Appeal Committee on 28.5.2021. Mr. G. Suman Babu, Academic Director presented the case of the appellant institution on 28.5.2021. Appeal Committee noted that the appellant institution had simultaneously applied for seeking recognition of two teacher education programmes i.e. B.Ed. and D.Ed. Appeal Committee further noted that SRC has issued refusal order in both the cases on 7.1.2021.

AND WHEREAS Appeal Committee noted that impugned refusal order dated 7.1.2021 were issued in both these cases after Letter of Intent (LOI) having been issued. Appellant in both the cases had submitted compliance to the LOI and Regional Committee has been issuing Show Cause Notices (SCNs) in piecemeal and raising new objection and fresh deficiency. Affiliating body in case of B.Ed. is the concerned University and for D.El.Ed. is the SCERT of State Government.

AND WHEREAS Appeal Committee decided that once the LOI is issued the Regional Committee shall concentrate on the points required to be complied with by the institution. Appeal Committee noted that SRC had already decided to grant recognition for B.Ed. programme and formal order was withheld for composite status of institution.

Appeal Committee noted that refusal for B.Ed. programme can now be only for the refusal of recognition for D.El.Ed. programme. Grant of recognition for D.El.Ed. programme is now on the ground that State Govt. by its letter dated 8.11.2020 has decided not to grant recognition to the appellant institution for B.Ed. programme.

AND WHEREAS Appeal Committee noted that SRC in its 338th meeting held on 1-3 May, 2017 had decided for B.Ed. the institution is eligible for issue of final recognition but for want of recognition to be decided in D.El.Ed. programme, the order for B.Ed. programme was held up.

AND WHEREAS Appeal Committee noted that SRC is required to revisit the matter both for B.Ed. and D.El.Ed. programme and in case the affiliating bodies had once decided and issued NOCs in favour of the appellant institution, recognition should not be refused on this point. Appeal Committee decided to remand back the case to SRC for revisiting the matter.

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

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Star B.Ed. College, Plot No. 1, Medikonduru, Guntur, Andhra Pradesh – 522438.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



F.No.89-75/E-177573/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS The appeal of Star College of Education, Medikonduru, Guntur, Andhra Pradesh dated 13/02/2021 is against the Order No. SRO/NCTE/SRCAPP14121/D.El.Ed./AP/2020/122258 dated 07.01.2021 of the Southern Regional Committee, refusing recognition for conducting for D.El.Ed. Course on the grounds that "the original files of the institution along with other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:- The Committee noted the letter received from the Government of Andhra Pradesh, School Education Department vide letter dt. 129909/TRG/A2/2020 dated 08.11.2020 and decided to refuse grant of recognition and close the file of the institution and inform to Government of Andhra Pradesh, School Education Department accordingly."

AND WHEREAS The representative of Star College of Education, Medikonduru, Guntur, Andhra Pradesh presented the case of the appellant institution on 01/04/2021. In the appeal memoranda it was submitted that "We are fulfil the as per NCTE (recognition norms and procedure) regulations 2014, inspection of institution was generated through online mode inspection of institution was conducted on 28-02-2017, the SRC, NCTE, LOI was issued on 28-03-2017, the institution submitted reply to LOI on 02-05-2017, the SRC reject the D.El.Ed. application has been rejected without SCN due to staff list not approved by affiliating body after that the institution was appealed to appellate authority. The council here by remands back the case of Star College of Education, Medikonduru, AP, to the SRC, NCTE for the necessary action, in continuation SRC NCTE seeking

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deficiencies of revised staff approval lists. The institution submitted the revised staff orders subsequently. The SRC, NCTE refuse and close the file due to without SCN on based the Govt. of AP School Education Department vide letter dated.129909/TRG/A2/2020 dated 08-11-2020. (please refer to your letter 2nd cited and to inform that in the past the Govt. AP vide Lr.1st cited have requested the NCTE not to permit / accord permission for opening of new B.Ed. colleges in the State of AP. From the academic year 2017-18,2018-19 onward since there are already 483 B.Ed. colleges working in the State of AP further during the academic year 2019-20 there are nearly 10000 B.Ed. seats not filled in the State). Against our college not mentioned D.El.Ed. course information sent by Govt. letter to SRC, NCTE. But the Govt. of AP has been issued GOS of fresh affiliation to D.El.Ed. colleges copies enclosed for your kind perusal.

AND WHEREAS During the course of online hearing on 01/04/2021, appellant requested for another opportunity for making presentation of its case. Appeal Committee, as per extant appeal rules, decided to grant another (2nd) opportunity to the appellant to present the case before Appellate Authority.

AND WHEREAS On-line intimation was given to appellant to present it case before Appeal Committee on 28.5.2021. Mr. G. Suman Babu, Academic Director presented the case of the appellant institution on 28.5.2021. Appeal Committee noted that the appellant institution had simultaneously applied for seeking recognition of two teacher education programmes i.e. B.Ed. and D.Ed. Appeal Committee further noted that SRC has issued refusal order in both the cases on 7.1.2021.

AND WHEREAS Appeal Committee noted that impugned refusal order dated 7.1.2021 were issued in both these case after Letter of Intent (LOI) having been issued. Appellant in both the cases had submitted compliance to the LOI and Regional Committee has been issuing Show Cause Notices (SCNs) in piece meal and raising new objection and fresh deficiency. Affiliating body in case of B.Ed. is the concerned University and for D.El.Ed. is the SCERT of State Government.

AND WHEREAS Appeal Committee decided that once the LOI is issued the Regional Committee shall concentrate on the points required to be complied with by the institution. Appeal Committee noted that SRC had already decided to grant recognition

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for B.Ed. programme and formal order was withheld for composite status of institution. Appeal Committee noted that refusal for B.Ed. programme can now be only for the refusal of recognition for D.El.Ed. programme. Grant of recognition for D.El.Ed. programme is now on the ground that State Govt. by its letter dated 8.11.2020 has decided not to grant recognition to the appellant institution for B.Ed. programme.

AND WHEREAS Appeal Committee noted that SRC in its 338th meeting held on 1-3 May, 2017 had decided for B.Ed. the institution is eligible for issue of final recognition but for want of recognition to be decided in D.El.Ed. programme, the order for B.Ed. programme was held up.

AND WHEREAS Appeal Committee noted that SRC is required to revisit the matter both for B.Ed. and D.El.Ed. programme and in case the affiliating bodies had once decided and issued NOCs in favour of the appellant institution, recognition should not be refused on this point. Appeal Committee decided to remand back the case to SRC for revisiting the matter.

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

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Star College of Education, Plot No. 1, Medikonduru, Guntur, Andhra Pradesh – 522438.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



F.No.89-76/E-177666/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Swami Vivekanand Shikshan Sansthan, Sikandrabad, Suraj Nagar, Ratibad, Bhopal, Madhya Pradesh dated 10/02/2021 is against the Order No. WRC/APW001667/223294/B.Ed./322/2020/212847 dated 18.12.2020 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "Recognition was granted to the institution on 27.06.2005 on rented premises with a condition that to shift the institution in its own premises within a period of three years from the date of issue of recognition order. The institution has not shifted the institution in its own premises till date. Accordingly, Show Cause Notice was issued to the institution on 24.09.2020. The institution has not submitted the reply of the Show Cause Notice till date."

AND WHEREAS Sh. Amit Kumar Shrivastava, Director and Sh. Abhishek Kumar Aman, Accounts Officer, Swami Vivekanand Shikshan Sansthan, Sikandrabad, Suraj Nagar, Ratibad, Bhopal, Madhya Pradesh presented the case of the appellant institution on 30/03/2021 and 28.5.2021. In the appeal and during personal presentation it was submitted that "We have submitted the required documents for both the points mentioned in the show cause notice dated 30/08/2016. We have got the receiving from NCTE dated 26/09/2016 letter and date 03 /09/2016 letter no. SVSS/BPL/B.ED./2016/201. SVSS/BPL/B.ED./2016/209. NCTE had done the inspection on for D.El.Ed. course (27/12/2006) in our own building and given permission for D.El.Ed. course (WRC/5-6/102/2008/29958) after verification of all the building related documents. NCTE had also done the inspection in our own society building for M.Ed. course in 2010-11 and given permission for M.Ed. (WRC/5-6/159th/APW07317/225136/2012/87588) course in 2012. Before giving revised order for B.Ed. M.Ed. courses in 2015 NCTE had again done the inspection in our own building in 2015. The objection that was made by your side regarding our own building, this is to bring to your notice that in 2005 we have shifted to

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our own building and done the registry of the land and building. The building was shifted to the name of society Shri Girrajji Raghunandan Shiksha Prasar Evam Vikas Samiti all the relevant document are available with us. We have showed all the required documents of our own building in all the inspections conducted by the NCTE and thus got the permission for running the courses. Please consider all the points and cancel the withdrawal order. We request you to continue the recognition to run the B.Ed. course for the session 2021-22. The appellant, in their letter dated 30/03/2021, submitted that they have not received the show cause notice dated 24/09/2020."

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.Ed. programme since 2005 and states to be located on land and building of its own. Noting the submissions made in the appeal that inspections in the past had been conducted in their own building, Appeal Committee concluded that the matter deserved to be remanded to the WRC with a direction to reissue their show cause notice dt. 24/09/2020 to the appellant, so as to enable them to send a reply for consideration.

NOW THEREFORE, the Council hereby remands back the case of Swami Vivekanand Shikshan Sansthan, Sikandrabad, Suraj Nagar, Ratibad, Bhopal, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

The above decision is being communicated on behalf of Appeal Committee.

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. **The Principal, Swami Vivekanand Shikshan Sansthan, Sikandrabad, 646, 647, Suraj Nagar, Ratibad, Bhopal, Madhya Pradesh – 462044.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-77/E-177761/2021 Appeal/11th Mtg.-2021/28th May, 2021

NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 02/06/2021

ORDER

WHEREAS the appeal of Sri Lakshmi Venkateswara College of Education, Stantonpuram, Balaji Nagar Post Office, Kurnool, Andhra Pradesh dated 21/01/2021 is against the Order No. SRO/NCTE/APS08167/B.Ed./{AP}/2021 dated 08.01.2021 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "1. The institution has not submitted notarized English version of registered land documents. 2. The institution has not submitted LUC duly approved by the competent authority 3. The institution has not submitted notarized English version of NEC. 4. The institution has not submitted original blueprints of Building Plan & Site Plan duly approved by the competent authority. 5. The institution has submitted Building Completion Certificate which not in prescribed format. 6. The institution has submitted photocopy of faculty list but not approved by affiliating body & Date of appointed are not mentioned. A letter regarding approval of faculty issued by the affiliating body has not submitted by the institution. 7. The institution has not submitted Form 'A' issued by the Branch Manager. The institution is required to submit Form "A" issued by the bank manager towards creation of FDR of Rs. 7 lakh & Rs. 5 lakhs towards Endowment Fund & Reserve Fund."

AND WHEREAS Sh. K Nagarjuna Goud, Jt. Secretary, Sri Lakshmi Venkateswara College of Education, Stantonpuram, Balaji Nagar Post Office, Kurnool, Andhra Pradesh presented online the case of the appellant institution on 31/03/2021 and 28.5.2021. The appellant, with their appeal, submitted all the documents mentioned in the withdrawal order excepting site plan and a letter regarding approval of faculty issued by the affiliating body, though the list of faculty, with dates of appointment, has been countersigned by the Registrar, Rayalaseema University.

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.Ed. programme since 2007. In view of the position stated in para 2 above, the Committee concluded that the matter deserved to be remanded to the SRC with a direction to consider the documents submitted in appeal, to be sent to them by the appellant and take necessary action as per the NCTE Regulation, 2014. The appellant is directed to forward to the SRC all the documents submitted in appeal as also site plan and letter of the affiliating body approving the faculty, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the online hearing, Appeal Committee concluded to remand back the case to SRC with a direction to consider the documents submitted in appeal, to be sent to them by the appellant and take necessary action as per the NCTE Regulation, 2014. The appellant is directed to forward to the SRC all the documents submitted in appeal as also site plan and letter of the affiliating body approving the faculty, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Sri Lakshmi Venkateswara College of Education, Stantonpuram, Balaji Nagar Post Office, Kurnool, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.

The above decision is being communicated on behalf of Appeal Committee.


(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Sri Lakshmi Venkateswara College of Education, Stantonpuram, 128/5B/3, Balaji Nagar Post Office, Kurnool, Andhra Pradesh – 518006.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.