171437/2020/Appeal Section-HQ

F.No.89-199/E-165619/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of Ch. Multan Singh College of Education, Mohammadabad, Tundla, Ferozabad, Uttar Pradesh dated 30/09/2020 is against the Order No. NRC/NCTE/UP-2475/315th Meeting/2020/209574 dated 21.09.2020 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "as per SOP, two SCNs 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 Therefore, the recognition of the institution may be withdrawn as enough opportunities have been given to the institution. The file must be placed before NRC in its 313th Meeting."

AND WHEREAS Sh. R.S. Yadav, Officer Superintend, Ch. Multan Singh College of Education, Mohammadabad, Tundla, Ferozabad, Uttar Pradesh presented online the case of the appellant institution on 28/10/2020. In the appeal and during online presentation it was submitted that "Kindly treat the accompanying Writ Petition as an urgent as the applicant institution is a recognized institution since 2008 and the NCTE NRC in its 315th meeting held on 17th & 20th August, 2020, has decided to withdraw the recognition of applicant institution. However, the Applicant has received the withdrawal letter dated 21-09-2020 on 24-09-2020. Since the decision of withdrawal has taken by NRC without following the due procedure prescribed under section 17 of the NCTE Act and in view the fact that the counselling process for the academic session 2020-21 has been started in the State of Uttar Pradesh, the applicant will be highly prejudiced if the instant appeal is not heard on urgent basis."

AND WHEREAS Appeal Committee noted that appellant has made a host of submissions with its appeal memoranda and relevant regulatory file was not available on the date of appeal hearing. Perusal of the regulatory file, which was made available subsequently, reveals that appellant institution has not submitted compliance of the

terms and conditions envisaged in the revised recognition order dated 21/05/2015. The compliance was required to furnish voluntarily by the appellant institution by 31/10/2015. Appeal Committee noted that a Show Cause Notice (SCN) dated 05/04/2018 was issued to appellant institution giving appellant an opportunity to submit compliance with 21 days.

AND WHEREAS Appeal Committee further noted that another SCN dated 20/06/2019 was issued to appellant institution incorporating gist of a report sent by B.R.A. University, Agra wherein it was stated that appellant institution has not got its faculty approved on periodical basis.

AND WHEREAS Appeal Committee noted that appellant institution in its reply dated 11/07/2019 did not submit compliance to all the points which were required to be complied as per terms and conditions of the revised recognition order and the SCN dated 05/04/2018 and 20/06/2019.

AND WHEREAS Appeal Committee noted that after issue of the impugned order of withdrawal dated 21/09/2020, appellant institution had filed a W.P. (C) 7099/2020 and C.M. Appl No. 24125/2020 in the High Court of Delhi at New Delhi. Hon'ble High Court of Delhi by its order dated 30/09/2020 allowed the petitioner institution to participate in the counselling for current academic session 2020-21 and the Appellate Authority is to dispose of appeal expeditiously uninfluenced by any observation made by the court.

AND WHEREAS Appeal Committee noted that Northern Regional Committee (NRC) in compliance of the order of Hon'ble High Court of Delhi had issued letters to affiliating University and Department of Higher Education, Government of Uttar Pradesh allowing the appellant institution to participate in the counselling for academic session 2020-21. Appellant institution has got a temporary relief leaving adequate time to NRC to reconsider the matter. Appellant has made submissions with its appeal memoranda which are required to be cross checked and the case revisited by NRC. Appellant institution is required to submit to NRC a complete and comprehensive list of faculty appointed by it with the approval of affiliating University from 2016-17 onwards and

evidence of salary having been remitted into their bank accounts. Appellant institution is also required to submit evidence of having adequate built-up area, infrastructure, FDRs and functional website. NRC after revisiting the matter is required to issue fresh speaking order. Appeal Committee decided to remand back the case to NRC.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and online submission made by appellant, Appeal Committee concluded to remand back the case to NRC. Appellant is required to submit to NRC within 15 days of the issue of appeal order required documents.

NOW THEREFORE, the Council hereby remands back the case of Ch. Multan Singh College of Education, Mohammadabad, Tundla, Ferozabad, 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 Director, Ch. Multan Singh College of Education, 519/3, Mohammadabad, NH-2, Tundla, Ferozabad, Uttar Pradesh – 283204.
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.

171437/2020/Appeal Section-HQ

F.No.89-201/E-165633/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of New Millennium College of Education, Kumarapettai, Pathirikuppam, M. Pudur Road, Cuddalore, Tamil Nadu dated 19/09/2020 is against the Order No. SRO/NCTE/APSO3612/B.Ed./TN/116282-6288 dated 30.07.2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the Multipurpose Hall and Seminar Room measuring 2070.59 Sq. Ft. and 1562.31 Sq. Ft. respectively are roofed by GI sheet which is not permissible under NCTE Regulations. The faculty namely Mrs. M. Subha is not qualified as per NCTE Regulations, 2014 as she possesses only 53.7% marks in PG."

AND WHEREAS Sh. R. Prabhakar, Director, New Millennium College of Education, Kumarapettai, Pathirikuppam, M. Pudur Road, Cuddalore, Tamil Nadu presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation it was submitted that "The Total Built up area of our college is 2822.16 Sq. Mt or 30366.44 Sq .ft. The Multipurpose Hall size is measuring of 2012.85 Sq. ft. The Seminar Hall size is measuring of 1229.66 Sq. ft. Both are more than sufficient to run as per the NCTE new Regulations for Two Units of B.Ed. Programme. The above area is pucca RCC constructed area. There is no GI sheet in the above RCC built-up area. The Temporary GI sheet is made by Management for indoor sports Activity for the purpose of District sports meet run by Tamilnadu Teachers Education University. After completion the Sports meet activity the GI sheets were removed. The NCTE inspection team inspected our college as per NCTE New Regulations, 2014. Inspection date 21/06/2016 Video graph is also enclosed. Anywhere in our college no GI sheet are involved. The Management appointed the faculty namely M. Subhalakshmi, Assistant Professor in English as per the NCTE Regulations, 2014 and also approved by Registrar, Tamilnadu Teachers Education University on 03.11.2015. She belongs to

Scheduled Caste Community. Her marks in PG are 53.9. As per the NCTE Regulations, 2014, 50 % marks for SC Candidate are enough. The appellant, in their appeal also submitted that the SRC did not issue any Show Cause Notice to explain the two deficiencies mentioned in the withdrawal order. The appellant, in the course of presentation also submitted a copy of the Building Completion Certificate, countersigned by the Assistant Executive Engineer, Building Sub – Division, P.W.D. Tindivanam. This certificate shows that the entire roofing is RCC. Earlier with the appeal, the appellant submitted a copy of the building plan, approval of the Registrar, TNTEU for the appointment of Ms. Subha Lakshmi as Assistant Professor and a certificate issued by the Tehsildar, Tirunelveli showing that she belonged to scheduled caste community.

AND WHEREAS the Committee, noting the submissions of the appellant, concluded that the matter deserved to be remanded to the SRC with a direction to consider the submissions of the appellant along with the supporting documents 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 SRC the submissions regarding roofing of the Multipurpose hall and seminar hall, the building completion certificate and the documents relating to the approval of Ms. Subha Lakshmi as well her caste certificate, 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 hearing, Appeal Committee concluded to remand back the case to the SRC with a direction to consider the submissions of the appellant along with the supporting documents 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 SRC his submissions regarding roofing of the Multipurpose hall and seminar hall, the building completion certificate and the documents relating to the approval of Ms. Subha Lakshmi as well her caste certificate, within 15 days of receipt of orders on the appeal.

171437/2020/Appeal Section-HQ

NOW THEREFORE, the Council hereby remands back the case of New Millennium College of Education, Kumarapettai, Pathirikuppam, M. Pudur Road, Cuddalore, Tamil Nadu 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 Director, New Millennium College of Education, Kumarapettai, Pathirikuppam, M. Pudur Road, Cuddalore, Tamil Nadu – 607401.
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 Tamil Nadu, Chennai.

171437/2020/Appeal Section-HQ

F.No.89-205/E-166099/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of Vysya College of Education, Masinaickenpatty, Ayothiyapattinam, Valappady, Salem, Tamil Nadu dated 03/10/2020 is against the Order No. SRO/NCTE/APSO8064/TN/B.Ed./2020/117630 dated 07.09.2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the institution has not submitted original blue-prints of building plan. The institution has not submitted latest staff list and approval letter granting approval of staff duly signed by the Registrar, TNTEU. The institution has submitted NEC but the same is in Regional Language. The institution did not submit the notarized copy of English translation as directed in Show Cause Notice. The institution has submitted photocopy of LUC (p-1527/c) which is not legible. The institute was informed about the deficiency that Multi-Purpose Hall is roofed by AC sheets which is not permissible under NCTE Regulations, 2014. The institution vide letter dt. 27.7.2020 accepted that Multipurpose Hall is roofed by AC sheets and mentioned that "in your letter mentioned as M.P. Hall is roofed by AC sheets, not for AC sheets in that sheets synthetic material. This sheets are Sound Proof Sheets (Audio-Video Clarity) and Sound Eco purpose and this material not getting fire." The Committee considered that the deficiency is not rectified by the institution and the same is not permissible under NCTE Regulations, 2014. The institution in its letter dt. 27.7.2020 mentioned that "we applied for staff qualification approval in TNTEU, Chennai on 11.03.2020. But the approval process is still pending in TNTEU". The institution has failed in submission of approval of faculty issued by the TNTEU."

AND WHEREAS Sh. Shiv Kumar, A.O., Vysya College of Education, Masinaickenpatty, Ayothiyapattinam, Valappady, Salem, Tamil Nadu presented the case of the appellant institution on 28/10/2020. In the appeal and during personal

presentation it was submitted that "Now we are having original blue-prints of building plan with notarized. building plan enclosed. We are having the latest staff list and approval letter granting approval of staff duly signed by the Registrar, TNTEU as per NCTE Norms. Full staff list enclosed. We are having English version of notarized latest NEC issued by the competent authority. Notarized latest NEC English version enclosed. We are having original LUC duly signed by the competent authority which is legible. LUC enclosed. In our Building Plan that Multipurpose Hall is situated in ground floor now, area is 2300 sq.mt which satisfies the NCTE norms. Moreover, our college Building Plan approved by competent authority. This approved Building Plan is notarized and original copy enclosed. Now we are having required approval staff list as per the NCTE norms which is approved by the Registrar, TNTEU, Chennai, T.N. staff approval order list enclosed. We fulfilled the required NCTE Regulations as your order mentioned."

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.Ed. programme with an intake of 100 seats since 2007 and a revised recognition order was also issued in 2015 under the NCTE Regulation, 2014. The appellant, subsequent to their presentation on 28/10/2020, with their email dated 04/11/2020, forwarded a copy of the staff list of 1 + 15 approved by the Registrar, Tamilnadu Teachers Education University on 08/07/2020 and a copy of the Building Completion Certificate countersigned by the Assistant Engineer, Panchayat union.

AND WHEREAS the Committee noted that the grounds of withdrawal related to (a) land documents, (b) the status of multipurpose hall and (c) faculty. The appellant has furnished the land related documents found wanting; clarified the position about the availability of multipurpose hall in the ground floor and furnished a copy of the Building Completion Certificate after inspection on 08/09/2020 which indicates that the entire roofing is RCC; and submitted a duly approved staff list.

AND WHEREAS in the above circumstances, the Committee concluded that the matter deserved to be remanded to the SRC with a direction to consider the submissions of the appellant and the documents submitted in appeal, 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 SRC all the documents submitted in appeal, with originals orders on 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 to remand back the case to the SRC with a direction to consider the submissions of the appellant and the documents submitted in appeal, 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 SRC all the documents submitted in appeal, with originals orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Vysya College of Education, Masinaickenpatty, Ayothiyapattinam, Valappady, Salem, Tamil Nadu 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, Vysya College of Education, Masinaickenpatty, 34/2, Ayothiyapattinam, Valappady, Salem, Tamil Nadu – 636103.
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 Tamil Nadu, Chennai.

F.No.89-207/E-166307/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of Pragathi College of Education, Ghanpur, Malkajigiri, Ghatkesar Mandal, Rangareddy, Andhra Pradesh dated 08/10/2020 is against the Order No. SRO/NCTE/APS00324/B.Ed/TS/2020-117866 dated 08.09.2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "The institution has not submitted certified copy of land documents. The land document is in the name of an individual. Total land area mentioned in the land document. CLU and NEC are 6 acres 8 guntas, 12 acres, 707 guntas respectively. Building plan is not approved by the competent authority. Site area is not mentioned, and multipurpose hall area is not readable. Site plan is not approved by the competent authority. Site area is not mentioned. Photocopy of staff list approved by the Chairman, Pragathi College of Education consisting of one Principal, 15 Assistant Professors submitted dated 18.04.2019. a) The staff list submitted by the institution is not in the prescribed NCTE format. b) Staff list is not approved by the affiliating body."

AND WHEREAS Sh. K. Parshant, Vice Chairman and Sh. Srinath, Admin. Officer, Pragathi College of Education, Ghanpur, Malkajigiri, Ghatkesar Mandal, Rangareddy, Andhra Pradesh presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation it was submitted that "Institution has duly submitted the deed of exchange copy of the land on which the institution is running. It is clarified that the land on which the institution is being run is owned by the society itself and not in name of individual. The deed of exchange dt. 11.11.2004 is duly registered and the certified copy of the same is placed on record for perusal. The deed of exchange was entered in to between Sh. K. Pratap Reddy & Princeton Educational Society (erstwhile name) and the by way of the same the land on which the institution is being run was mutated/registered in the name of the society. Mutation records of the land are

also being placed on record. It is submitted that the society is in possession and owner of the land required for running B.Ed. course as per the NCTE Norms and Regulations amended upto date and there is no deviation fron the same. The institution has time and again fulfilled all the requisite Regulations as and when directed. The institution is an old institution and has reputation of imparting quality education in the State. Copy of the relevant land documents is also placed record. It is submitted that the institution has got the Building Plan duly approved as requisite as per NCTE Norms and Regulations and the same is also being placed on record. All the discrepancies as stated have been duly addressed and completed. The institution was not aware of the competent authority for approving the Building Plan however the same has now been rectified. It is submitted that the institution has got the site plan duly approved as requisite as per NCTE Norms and Regulations and the same is also being placed on record. All the discrepancies as stated have been duly addressed and completed. The institution was not aware of the competent authority for approving the site plan however the same has now been rectified and the site area has been duly mentioned in the site plan which is being placed on record. It is submitted that the institution has got hold of the prescribed format as requisite by NCTE and the same has now been duly ratified/approved by the affiliating body and is being placed on record. The discrepancies as pointed out have been duly rectified and completed. It is submitted that the institution is an old institution running since 2003 and has utmost respect for the Norms, Regulations and Standards as maintained by NCTE. The institution has time and again submitted all the requisite documents and undertakes to keep on doing so in future as well."

AND WHEREAS the Committee noted from the file that the appellant informed about their shifting to new premises and made necessary payments for processing the matter for shifting. The SRC, after issue of revised recognition order on 11/05/2015 under the NCTE Regulation, 2014, conducted an inspection of the institution on 6 – 7, November, 2016. The file indicates that Formal approval for shifting to new premises has not yet been granted. In these circumstances, the SRC may examine the matter and convey their decision to the appellant in this regard.

AND WHEREAS the Committee, noting that the appellant has submitted the documents found wanting in the order of withdrawal, concluded that the matter deserved to be remanded to the SRC with a direction to consider the documents submitted in the 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 the appeal, 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 hearing, Appeal Committee concluded that the matter deserved to be remanded to the SRC with a direction to consider the documents submitted in the 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 the appeal, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Pragathi College of Education, Ghanpur, Malkajigiri, Ghatkesar Mandal, Rangareddy, 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 Vice-Chairman, Pragathi College of Education, Ghanpur, 1140, Malkajigiri, Ghatkesar Mandal, Rangareddy, Andhra Pradesh – 501101.
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.

171437/2020/Appeal Section-HQ

F.No.89-208/E-166355/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of Mangalam College of Education, Ettumanoor, Vettimukal PO Ettumanoor, Kottayam, Kerala dated 05/10/2020 is against the Order No. SRO/NCTE/AOS00333/B.Ed./{KL}/2020/118343 dated 21.09.2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "Building Plan submitted by the institution is not approved by the competent authority. In Building Plan, Survey No & Site are not mentioned. The BCC submitted by the institution is not approved by the competent authority. The institution has not appointed faculty for Fine Arts."

AND WHEREAS Dr. S. Chery, Trustee, Mangalam College of Education, Ettumanoor, Vettimukal PO Ettumanoor, Kottayam, Kerala presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation it was submitted that "As regards the building plan, we had sent a detailed plan with all details in one document that was prepared by our architect, but the building plan approved and signed by the competent authority with survey plan and site is also with us. Instead of sending the same, our college correspondent had sent the detailed plan for which we apologize and request you to accept the approved plan which is sent along with the hard copy of the Appeal. When the college building was constructed in the year 1995, building permit was not necessary, hence we didn't get BCC at that time so that we could not produce the same earlier. We submitted our request and thereby we obtained the BCC that is approved by the competent authority. As regards the faculty for Fine Arts, we have a faculty who has been specialized in Music. We have appointed a faculty in Fine Arts with MFA qualification. Copies of the appointment order, joining report and certificates are also sent along with the hard copy of the Appeal. It is humbly submitted before your honourable authority that the decision taken by the southern Regional Committee of NCTE to withdraw the recognition of our college may be set

aside, and also we humbly request you to consider this appeal and permit our college to admit students and run classes smoothly as before."

AND WHEREAS the Committee, noting that the appellant has submitted in appeal, the documents found wanting in the withdrawal order and appointed a faculty for Fine Arts, 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 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 hearing, Appeal Committee concluded to remand back the case 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 within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Mangalam College of Education, Ettumanoor, Vettimukal PO Ettumanoor, Kottayam, Kerala 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 Principal, Mangalam College of Education, Ettumanoor, 388/2, Vettimukal PO Ettumanoor, Kottayam, Kerala – 686631.
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 Kerala, Thiruvananthapuram.

171437/2020/Appeal Section-HQ

F.No.89-212/E-166466/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of B.L. College of Education, Padua Road, Bhogaon, Mainpuri, Uttar Pradesh dated 04/10/2020 is against the Order No. NRC/NCTE/UP-2787/315/Meeting/2020/209626-31 dated 25.09.2020 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the institution has not submitted approved faculty list in original with the details of their academic qualifications/ experience etc. The institution has not submitted the details of salary disbursed to the faculty along with six months bank statement along with account number of each faculty members. The reply of SCN dated 19.06.2019 submitted by the institution is not satisfactory as it does not address the above deficiencies and the institution is being given final opportunity before withdrawal of recognition. Further, the website link showing the faculty details is not submitted by the institution. The appellant has not enclosed a copy of the withdrawal order."

AND WHEREAS the appellant filed a W.P. (C) 6225/2020 and C.M. No. 22273/2020 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court in their order dt. 28/09/2020, noting the undertaking of the petition to file an appeal under Section 18 of the NCTE Act, within ten days, directed that the Appellate Authority shall deal with the appeal, to be filed by the petitioner, as per law uninfluenced by any observations of the Hon'ble Court.

AND WHEREAS Sh. Amit Yadav, Assistant Professor and Sh. Jai, Representative, B.L. College of Education, Padua Road, Bhogaon, Mainpuri, Uttar Pradesh presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation it was submitted that "It is humbly informed that we have submitted a comprehensive reply dated 15.07.2019, through a registered/speed

post no.RU376620016IN, well before 04 days period stipulated in the Show, Cause Notice dated 19.06.2019. A copy of this reply is attached, as a material proof, an original receipt of the same will be presented during personal hearing in the Appeal and same has been again submitted as a comprehensive reply dated 10/01/2020 through a registered post no. EU397751431IN, well before 16 days, period stipulated in the Show Cause Notice dated 25.12.2020, which was delivered on 14/01/2020 at 15:22:46 at Dwarika and the same also has been submitted in person on dated 17.02.2020. The institution has not submitted the details of salary disbursed to the faculty along with six months bank statement along with account number of each faculty members. our reply and material proof: In response to this reason of withdrawal of recognition of our College it is humbly informed that we have submitted a comprehensive reply to the concerned Hon'ble authority dated 15.07.2019 by Speed Post No. RU376620016IN: IVR:8285376620016 dated 15.07.2019, booked from RL BHONGAON SO {205262} UP, well before 04 days period stipulated in the Show Cause Notice dated 19.06.2019 and same has been again submitted as a comprehensive reply dated 10/01/2020 through registered/speed post no. EU397751431IN, dated 10/01/2020, booked from RL Bhongaon SO {205262} well before 16 days, period stipulated in the Show Cause Notice dated 25.12.2020 which is delivered on 14/01/2020 at 15:22:46 at Dwarika and the same has also been submitted in person on dated 17.02.2020. A copy of this reply is attached herewith as a material proof along with the Speed post receipt. The original document of this booked reply and copies of the attachment of the reply submitted to the NRC at that point of time will be presented in person, at the hearing of the Appeal so as to establish that we had submitted the reply but the same has not been considered by the concerned authority affecting the interest of institute. The reply of SCN dated 19.06.2019 submitted by the institution is not satisfactory as it does not address the above deficiencies and the institution is being given final opportunity before withdrawal of recognition. our reply and material proof: In response to this reason of withdrawal of recognition of our college it is humbly submitted that our institute has addressed to the deficiencies stated in the SCN dated 19.06.2019 and in response to it the required documents, in the format prescribed by the NCTE, were also attached with the reply submitted by our institute. It appears that even on repetitive submission of proper

replies to the Hon'ble authority, the authority did not pay any due diligence on the efforts made by the institute and without going through the documents properly issued another SCN stating deficiencies. All the deficiencies stated have been complied with and institute is running as per the norms established. The website link showing the faculty details and the copy of such document has been attached herewith and if the authority paid its kind attention to the document then the link is clearly visible at the left hand corner of the document. It may be appreciated that the replies as were submitted by our institute have not been considered, reasons best known to NRC, and the withdrawal order has been passed. We are a law-abiding College running teacher education programmes in accordance with the norms put forward."

AND WHEREAS the appellant, in the course of presentation, with their letter dt. 28/10/2020, submitted a copy of the approval letter of Dr. Bhimrao Ambedkar University, Agra dt. 23/05/2019, conveying their approval to the staff for B.Ed. course in the appellant institution, a copy of the particulars of the staff in the format, copies of salary transfer sheets and Bank statements.

AND WHEREAS the regulatory file of the NRC has not been made available. However, taking into account the documents submitted by the appellant with their letter dt. 28/10/2020, the Committee concluded that the matter deserved to be remanded to the NRC with a direction to consider the document 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 all the documents submitted in appeal, with originals thereof, wherever necessary, 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 hearing, Appeal Committee concluded to remand back the case to the NRC with a direction to consider the document 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 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 B.L. College of Education, Padua Road, Bhogaon, Mainpuri, 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, B L College of Education, Padua Road, Bhogoun, District - Mainpuri,Bhongaon - Dehat, 1100, Bhogaon, Padua Road, Bhogaon, Mainpuri, Uttar Pradesh - 205262.
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.

171437/2020/Appeal Section-HQ

F.No.89-213/E-166508/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 07/12/2020

ORDER

WHEREAS the appeal of S.M.R. College of Education, Thanjai Natarajan Nagar, Kulathur, Pudukkottai, Tamil Nadu dated 06/10/2020 is against the Order No. SRO/NCTE/APSO3863/TN/B.Ed./2020-116289 dated 30.07.2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the institute had submitted proforma signed by the affiliating body regarding approval of faculty but only in respect of 12 instead of 15. The building plan submitted by the institute is not approved by the competent authority. The size of Multipurpose Hall is less than the requirement of NCTE Regulations, 2014. BCC submitted by the institute is not in prescribed format. The institute did not submit Form 'A' issued/signed by the Bank in respect of FDRs. The institution has not submitted certified copy of registered land documents. The LUC submitted by the institution is not in prescribed format of State Govt. The institution submitted NEC in regional language. Notarized translation not submitted. The institution has not submitted Affidavit clearly stating status about Land & Building and Management (Society/Trust) at the time of recognition and its present status giving following details: (1) Details of land & building available at the time of recognition with the institution. (2) Details of land & building now available with the institution. Status of Management at the time of recognition and its present status. The institution not submitted details of institution's Website. The institution also not submitted details of other Teacher Education programmes if being run by the institution."

AND WHEREAS Sh. Govind Rajan, Principal, S.M.R. College of Education, Thanjai Natarajan Nagar, Kulathur, Pudukkottai, Tamil Nadu presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation it was submitted that "SRC vide its order dated 30.07.2020 has withdrawn our recognition

observing deficiencies which were already clarified by the institution. A True Copy of the SRC, NCTE withdrawal order dated 30.07.2020 is annexed. That in order to appreciate various contentions being raised hereinafter by the Appellant, it is necessary to state the following few relevant facts in brief; Appellant institution submitted the application to the SRC, NCTE for starting the B.Ed. course and also submitted documents as per the NCTE Regulations. The SRC, NCTE after conducting the expert visit and verifying the Appellant infrastructural and instructional facilities vide its order issued LOI and directed the appellant to get the staff approval, etc. That it is submitted that accordingly the affiliating body constituted the selection panel for the appointment of the faculties. That accordingly, the necessary compliance was submitted by the Appellant to the SRC requesting it to issue the recognition order. That accordingly, the SRC after scrutiny of the documents and all relevant factors granted permission vide its order dated 09.11.2005 for running the B.Ed. Course. A true copy of the recognition order dated 09.11.2005 is annexed herewith. That it is submitted that the NCTE issued the Revised Regulation 2014 and the institution submitted its compliance of the new Regulation. 10. That it is submitted that the SRC, NCTE issued a revised recognition order dated 01.05.2015 to the appellant institution. A True Copy of the Revised Recognition Order dated 01.05.2015 is being annexed herewith. That it is submitted that the SRC, NCTE issued the Show Cause Notice 27.02.2019 to the institution to submit the documents. It is submitted that the Show Cause Notice has to be replied within 30 days from the receipt. A true copy of the Show Cause Notice dated 27.02.2019 is being annexed herewith. That it is submitted that the institution vides its letter dated 23.03.2019 submitted the compliances alongwith all the documents. A true copy of the compliance dated 23.03.2019 is being annexed herewith. That it is submitted that surprisingly the SRC, NCTE without verifying the documents submitted by the institution, issued another Show Cause Notice dated 04.11.2019. A true copy of the Show Cause dated 04.11.2019 is being annexed herewith. That it is submitted that the institution vide its letter dated 13.12.2019 submitted all the documents once again to the SRC. A true copy of the Letter dated 13.12.2019 is being annexed. That the SRC again vide its letter dated 21.01.2020 issued a letter seeking clarification. A true copy of the SRC Letter dated 21.01.2020 is being annexed herewith. The Institution vide its letter date 17.02.2020 submitted the

details with documents. A True Copy of the Letter dated 17.02.2020 is being annexed. That it is submitted that the SRC, NCTE vide its withdrawal order dated 30.07.2020 withdrew the recognition of the appellant institution on the grounds without giving any opportunity to the institution. That the institution is again submitting the documents before this Committee as were found under deficiencies of the SRC in its withdrawal order. The following documents are being submitted. a. Certified copy of the original land documents. b. Approved Building Plan. c. Approved Site Plan. d. NEC with translated copy. e. Staff approval as per the NCTE Regulation. f. LUC. g. Management status. h. Website i. The details of the another Teacher Education Programmes. j. FDRs k. BCC. That it is submitted that the expert team of the NCTE visited the Appellant Institution and verified the infrastructural and instructional facilities. Thereafter, the SRC verified the visiting team report and viewed the CD and consider the documents including Building Completion Certificate, Building Plan etc. and accorded the recognition order to the Appellant Institution and the recognition wont have been withdrawn without ascertaining the proper facts. That it is submitted that the SRC vide its order dated 30.07.2020 withdrew the recognition of the Appellant Institution pointing out certain other point also which was not a part of show cause notice and Appellant had no opportunity to justify. That it is submitted that the withdrawal order of the SRC totally devoid of the merit and is not as per the statutory provisions as mandated under NCTE Act, 1993."

AND WHEREAS the appellant, with their email dated 29/10/2020, enclosed a copy of the Building Completion Certificate, issued after an inspection on 01/09/2020 and countersigned by the Assistant Engineer, Mathur Panchayat, Viralimalai Union, Pudukkottai District.

AND WHEREAS the Committee, noting the documents submitted by the appellant vis a vis the grounds of withdrawal and other submissions made in the appeal, 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 as per the NCTE Regulation, 2014. The appellant is directed to forward

to the SRC all the documents submitted in appeal 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 hearing, Appeal Committee concluded to remand back the case to the SRC with a direction to consider the documents submitted in appeal to be sent to them by the appellant, and take necessary as per the NCTE Regulation, 2014. The appellant is directed to forward to the SRC all the documents submitted in appeal within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of S.M.R. College of Education, Thanjai Natarajan Nagar, Kulathur, Pudukkottai, Tamil Nadu 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 Managing Trustee, S.M.R. College of Education, Thanjai Nataraj A N Nagar, Pudukottai Main Road, Mathur, 424/2, Thanjai Natarajan Nagar, Kulathur, Pudukkottai, Tamilnadu - 622515.
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 Tamilnadu, Chennai.

171437/2020/Appeal Section-HQ

(5)

F.No.89-203/E-165816/2020 Appeal/27th Mtg.-2020/28th October, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 29/10/2020

ORDER

WHEREAS the appeal of Global Institute of Advanced Study in Education, Melumoi, Jnanabharathi, Gangavaram, Chittoor, Andhra Pradesh dated 24/09/2020 is against the Order No. SRO/NCTE/APS00360/B.Ed/AP/2020-117858 dated 08.09.2020 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted certified copy of registered land. The multipurpose hall size is not readable in the Building Plan. The site plan submitted by the institution is not approved by the competent authority. The size of the multipurpose hall is not mentioned in the BCC. Notarized copy of staff list for B.Ed. course approved by the Principal, Global Institute of Advanced Study in Education countersigned by Joint Registrar, Sri Venkateswara University, Tirupati, A.P. consisting of one Principal, 17 Assistant Professors submitted dated 01.10.2015. The institution failed to submit latest approved staff list approved by the affiliating body."

AND WHEREAS Appeal Committee noted that appellant institution had filed a W.P. No. 19304 of 2020 in the High Court of Andhra Pradesh and the Hon'ble Court by its order dated 22.10.2020 disposed of the petition giving direction to Appellate Authority to consider the appeal after affording a personal hearing to appellants and dispose of the appeal on the same day in view of the urgency pleaded.

AND WHEREAS Shri Y. Madhusudaana Reddy Principal & Shri B. Jayarani Reddy, Global Institute of Advanced Study in Education, Melumoi, Jnanabharathi, Gangavaram, Chittoor, Andhra Pradesh presented the case of the appellant institution on 28/10/2020. In the appeal and during personal presentation appellant submitted "(i) certified copy vide no: C.No.810 of 2020 dt: 11/09/2020. (ii) a separate Building Plan showing multipurpose hall. Hall size is 2600 sq.fts. (iii) Site plan along with the built-up

area is approved by Panchayath Secretary, Melumoi, Gangavaram Mandal, Chittoor Dist., A.P. (iv) BCC approved by Deputy Executive Engineer, Palamaner Muncipality. In this BCC the multipurpose hall size is 2600 sq.fts. (v) The staff is approved by the Registrar, S.V. University, Tirupathi. vide No: c-iii (8)/staff approval/giase dt: 22/09/2020."

AND WHEREAS Appeal Committee noted that appellant institution was granted recognition for conducting B.Ed. programme in the year 2003 and since then the institution is conducting the programme with an intake of 100 seats. Appeal Committee further noted that appellant institution was issued a revised recognition order dated 27.04.2015 granting recognition for B.Ed. course for 2 units (50+50=100) under the revised NCTE Regulation, 2014. Appeal Committee noted that appellant institution had submitted documents by its letter dated 06.12.2019 in reply to SCN dated 20.11.2019 and the impunged order of withdrawal dated 08.09.2020 is on finding these documents not satisfactory in compliance to the requirements ascertainable by the Regional Committee.

AND WHEREAS Appeal Committee noted that appellant institution during the course of appeal hearing on 28.10.2020 submitted copies of :

i) Sale deed of land with English translation.
ii) Site plan.
iii) Building Completion Certificate (BCC) indicating land area of 5.5 acres and built up area of 4045 sq. meters.
iv) Building Plan approved by Panchayat Secretary indicating size of Multipurpose Hall as 40.23x6.71 Meters.
v) Approved list of faculty including the names of one Principal and 17 faculty for B.Ed. course.
vi) Approval letter dated 19.10.2020 issued by Sri Venkateshwara University, Tirupati.

AND WHEREAS considering that appellant institution is recognised to conduct B.Ed. programme for the last 17 years, Appeal Committee decided that SRC needs to reconsider and revisit the matter after the appellant institution submits within 15 days of the issue of appeal order the documents mentioned at (i) to (vi) in para 5 above.

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 SRC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Global Institute of Advanced Study in Education, Melumoi, Jnanabharathi, Gangavaram, Chittoor, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.

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

(T. Pritam Singh)
H.O.D.

4666 **1. The Secretary, Global Institute of Advanced Study in Education, Melumoi, Jnanabharathi, Gangavaram, Chittoor, Andhra Pradesh – 517408.**
667 2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
668 3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
669 4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.