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F.No.89-59/E-155220/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Raiganj B.Ed. College, Karnajora, Kamalabari-1, North Dinajpur, West Bengal dated 25/02/2020 is against the Order No. ER-278.49/APE00588/B.Ed./2020/62265 dated 05.02.2020 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "Building Completion Certificate (BCC) is not in the prescribed proforma and not duly signed by the competent authority. Total land area & built-up area is not mentioned in the Building (BP)."

AND WHEREAS Sh. Chaitanya, Principal, Raiganj B.Ed. College, Karnajora, Kamalabari-1, North Dinajpur, West Bengal presented the case of the appellant institution on 24/07/2020. In the appeal and during personal presentation it was submitted that Raiganj B. Ed. College, Karnajora, Uttar Dinajpur, West Bengal (APE00588) is a Government sponsored B. Ed.college, affiliated to West Bengal University of Teachers' Training, Education Planning and Administration (WBUTTEPA), Kolkata. It offers B. Ed. Curriculum with an approved intake of 50 seats. With regard to the ground that our Building Completion Certificate is not in the prescribed proforma and not duly signed by competent authority, we humbly appeal that due to lack of knowledge about the exact proforma and signatory of the Building Completion Certificate as acceptable to NCTE, we could not furnish the same in the desired proforma earlier. However, we are in possession of the BCC as per proforma, duly signed by appropriate authority, and we are submitting the same for your kind consideration. The Building Plan of the College has mention of the total area of the Building. With regard to the total land area under the control of the college on which the building stands, we wish to mention that the College stands on a land of the West Bengal government on a thirty year lease as per Office of the District Land and Land Reforms Officer, Government of

West Bengal memo. No. 972/LM/06, dated 25/05/2006. The said document contains details of the land including Mouza with JL No., Plot No., Touji No. Area of Plot (2.10 acres), and Khatian No. KB 1/1. The said document is submitted for your consideration. Building plan clearly mentions the Plot details as per the Land Lease document given to the College by the Government of West Bengal and we declare that we are in total possession on the said plot of land and that the College building is built on the said plot. Copy of the Land lease document and the Building Plan is submitted for your consideration."


AND WHEREAS Appeal Committee noted that appellant institution was initially granted recognition for conducting B.Ed. course with an annual intake of 100 seats by an order of ERC dated 14/07/2007. Appeal Committee further noted that a revised recognition order dated 26/05/2015 was issued to appellant institution with an intake of 50 seats.

AND WHEREAS Appeal Committee noted the submission made by appellant that applicant institution continues to function with a reduced intake of 50 seats from the same land and building where it was granted initial recognition. Appellant with its appeal memoranda has forwarded the copies of lease land document from Government of West Bengal and B.C.C. in prescribed performa. Appeal Committee decided that appellant institution is required to submit to ERC within 15 days of the issue of appeal order, Copies of (i) Lease deed and (ii) Building Completion Certificate. Appeal Committee, taking cognizance of the fact that appellant institution continues to function on government leased land and possesses built up area of more than 26000 sq. feet as per Building Completion Certificate decided to remand back the case to ERC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and online presentation made by appellant concluded to remand back the case to ERC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Raiganj B.Ed. College, Karnajora, Kamalabari-1, North Dinajpur, West Bengal to the ERC, NCTE, for necessary action as indicated above.

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


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

1. The Principal, Raiganj B.Ed. College, Karnajora, DM Office Road, 13, Kamalabari-1, North Dinajpur – 733130, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

(2)

F.No.89-60/E-155218/2020 Appeal/12th Mtg.-2020/24th July, 2020**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Subramanya College of Education, Viswaneedam, Magadi Road, Bangalore, Karnataka dated 09/02/2020 is against the Order No. SRO/NCTE/APSO2253/B.Ed./KA/2019/12973 dated 10/12/2019 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the institution was issued final show cause on 15.07.19. But the institution has not yet submitted its reply till date."

AND WHEREAS Sh. Shashidhar, Principal, Subramanya College of Education, Viswaneedam, Magadi Road, Bangalore, Karnataka presented online the case of the appellant institution on 24/07/2020. In the appeal and during online presentation it was submitted that "The institution did not receive any show cause notice dt. 18.03.2019 as stated in the withdrawal order. it is submitted that the institution was only served with final show cause notice dt. 15.07.19 that too in the first week of September, by which time the time period given had already expired and till first week of September, institution was not aware of the deficiencies which were to be complied with. The institution started to remove the deficiency as stated and started to compile the documents required which were to be issued and verified by various government bodies. Hence it took further time. It is humbly submitted that the institution has all the relevant documents and approvals as mentioned in the final show cause."

AND WHEREAS Appeal Committee noted that appellant institution was granted recognition to conduct B.Ed. course with an intake of 100 seats in the year 2004. Revised recognition order dated 31/10/2015 was issued to appellant institution under



NCTE, Regulation, 2014 for an intake of 2 Units (50+50). Appeal Committee noted that a Show Cause Notice (SCN) dated 18/03/2019 was issued to appellant institution seeking compliance in terms of Regulation, 2014 which included submission of (i) revalidated FDRs, (ii) creation of additional facilities including additional built up area, additional faculty, additional infrastructure. Appellant states to have not received the SCN dated 18/03/2019.

AND WHEREAS Appeal Committee noted that appellant admitted having received the 2nd SCN dated 15/07/2019 in the first week of September, 2019. Appellant with its appeal memoranda has submitted copies of (i) land documents, (ii) Building Completion Certificate (Built up area of 46000 sq. ft.), (iii) list of faculty approved by affiliating body in July, 2019, (iv) FDRs in joint name with Regional Director, SRC, (v) Site Plan, (vi) N.E.C. etc. Appeal Committee noted from the copies of documents submitted by appellant that these documents pertain to a period before the date of impugned order of withdrawal. Appellant during its online presentation also stated that a reply to SCN was sent by speed post on 25/11/2019. However, no such reply is found placed in the regulatory file.

AND WHEREAS Appeal Committee decided that appellant institution is required to submit a consolidated reply to the SCN enclosing therewith copies of all the required documents within 15 days of the issue of appeal order. Appeal Committee further decided to remand back the case to SRC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and online presentation made by appellant, Appeal Committee concluded to remand back the case to SRC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Subramanya College of Education, Viswaneedam, Magadi Road, Bangalore, Karnataka 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.

1. The Principal, Subramanya College of Education, 63, Viswaneedam, Magadi Road, Bangalore – 560091, Karnataka.
2. The Secretary, Ministry of Human Resource Development, 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, Bengaluru.



F.No.89-61/E-155214/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Raja Foundation College of Education, Mylavaram, Cuddapah, Andhra Pradesh dated 17/02/2020 is against the Order No. SRO/NCTE/APSO7201/B.Ed/AP/2019/13945 dated 17/01/2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the Committee noted that the land allotted to the institution is meant for construction of shelter for rehabilitation of destitute, orphan children the building plan submitted by the institution was not approved by the competent authority. The institution has not made any attempt to create infrastructure for running the teacher education programme exclusively. The institution has not appointed the faculty of fine arts & performing arts. The institution has not submitted FDRs towards reserve fund & endowment fund."

AND WHEREAS Dr. V. Reddy, Member, Raja Foundation College of Education, Mylavaram, Cuddapah, Andhra Pradesh presented online the case of the appellant institution on 24/07/2020. In the appeal and during online presentation it was submitted that "Executive Committee of Raja Foundation Care and Share Charitable Trust assigned 20234.3 sq. mts. of land with 3241.36 sq. mts. of building for Raja Foundation College of Education. The copy is enclosed. The Management of Raja Foundation College of Education has appointed 16 teaching staff members with fine arts & performing arts lecturers and the same was approved by registrar Yogi Vemana University Kadapa on 31.01.2020. The institution submitted FDR particulars towards Reserve fund & Endowment fund with form A."

AND WHEREAS Appeal Committee noted from the regulatory file that appellant institution was granted recognition for conducting B.Ed. course by a letter dated 10/08/2007. Before granting recognition appellant institution was issued a Show Cause Notice (SCN) dated 15/05/2007 seeking clarification on the point of land allotted for

shelter for rehabilitation of orphan children and seeking certification from revenue department for allotment of land for establishing B.Ed. college . Appeal Committee noted that appellant with its appeal memoranda has submitted (i) Land Use Certificate dated 23/02/2012 issued by Tehsildar, Mylavaram Mandal Y.S.R. (Dist.) allowing Land Use at Survey no. 74/1 for construction of educational institutions and service motives, (ii) Non Encumbrance Certificate (NEC) dated 28/08/2017, (iii) FDRs held in joint name, (iv) Building Plan and (v) List of faculty containing the names of a Principal and 15 faculty including faculty in Performing Art, Fine Arts.

AND WHEREAS Appeal Committee noting that appellant institution is conducting B.Ed. course since 2007 and has also rectified the deficiencies pointed out, decided that appellant institution is required to submit original of faculty list, approval letter of affiliating university and FDR to SRC within 15 days of the issue of appeal order. Appeal Committee further decided to remand back the case to SRC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and online presentation made by appellant, Appeal Committee concluded to remand back the case to SRC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Raja Foundation College of Education, Mylavaram, Cuddapah, 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.

1. The Secretary/Correspondent, Raja Foundation College of Education, Mylavaram, Kona Road, Cuddapah – 516439, Andhra Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.

(4)

F.No.89-62/E-155591/2020 Appeal/12th Mtg.-2020/24th July, 2020**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Ratulia Secondary Teachers Training Institute, Kanakpur, Naranda, Midnapur, West Bengal dated 28/02/2020 is against the Order No. ER-279.3/APE00573/B.Ed./2020/62397 dated 26/02/2020 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "non-submission of original FDRs of Rs. 5 lakh & Rs. 7 lakh as per NCTE Regulation, 2014. In view of the above, the Committee decided as under: Hence, B.Ed. course is withdrawn under section 17(1) of NCTE Act, 1993 from the next academic session 2020-2021."

AND WHEREAS Sh. Bappaditya Maiti, Member (Assistant) Secretary, Ratulia Secondary Teachers Training Institute, Kanakpur, Naranda, Midnapur, West Bengal presented the case of the appellant institution on 24/07/2020. In the appeal and during personal presentation it was submitted Original documents i.e. revalidated FDRS sl. No. KK0620356 Rs. 4,30,392/- and Sl.No. KK0620357 Rs. 7,19,622/- and relevant certificates from (Canara Bank are enclosed). After finding the decision taken in the minutes of 278thERC held on 16th to 18th January 2020, the original certificate of the FDRs was submitted by hand to the Regional Director, ERC NCTE Office, Bhubaneswar on 11.02.2020. During renewal the maturity amount of the total FDRs was Rs.12,51,465/- As the Bank has cut Rs. 1,01,451/- as TDS, So, the total amount has been reduced to below 12 lakh. Now I have deposited a new FDRs in the joint mode Sl. No. KK0776068 of Rs. 70,000/-. So, now I am ready to submit the total new FDRs of (Rs. 4,30,392+Rs.7,0000) or Rs. 5,00,392/- and Rs. 7,19,622/- in joint mode.

AND WHEREAS Appeal Committee noted that appellant institution is recognised for conducting B.Ed. programme since 2010 and revised recognition order under NCTE

Regulations was issued on 31/05/2015. Appeal Committee further noted that impugned order of withdrawal dated 26/02/2020 was only on the ground of non submission of original FDRs of Rs. 5 lakh and 7 lakh.

AND WHEREAS appellant during the course of appeal hearing on 24/07/2020 submitted evidence of having sent to ERC original FDRs and certificate of concerned back. The receipt of original FDRs was acknowledged by ERC on 11/02/2020 and the appellant has taken back these FDRs from the office of ERC in July, 2020 for showing in the appeal hearing. Appeal Committee decided that appellant is required to resubmit the original FDRs in the office of ERC within 15 days of the issue of appeal order. The impugned order of withdrawal dated 26/02/2020 is set aside.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, Appeal Committee concluded to set aside the impugned withdrawal order dated 26/02/2020.

NOW THEREFORE, the Council hereby remands back the case of Ratulia Secondary Teachers Training Institute, Kanakpur, Naranda, Midnapur, West Bengal to the ERC, NCTE, for necessary action as indicated above.

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


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

1. The President, Ratulia Secondary Teachers Training Institute, Kanakpur, Naranda, NH-6, Mechogram to Old Panskura, Panskura Municipality, Midnapur – 721139, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

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F.No.89-64/E-155538/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Scottish Church College, Beadon Street, Kolkata, Calcutta, West Bengal dated 14/02/2020 is against the Order No. ER-278.74/APE00245/B.Ed./2020/62054 dated 05/02/2020 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "approved faculty list as per NCTE Regulations, 2014 has not been submitted."

AND WHEREAS Dr. Arpita Mukerji, Principal, Scottish Church College, Beadon Street, Kolkata, Calcutta, West Bengal presented online the case of the appellant institution on 24/07/2020. In the appeal and during online presentation it was submitted that "List of faculty approved by affiliating university is submitted to Appellate Authority online."

AND WHEREAS Appeal Committee noted that appellant institution is recognised to conduct B.Ed. course since 2004 and revised recognition order under NCTE Regulation, 2014 was issued in 2015 for an intake of 50 seats. Appeal Committee noted from the list of faculty submitted by appellant institution that only 2 of its total faculty were appointed in July, 2019 and rest of the faculty including H.O.D. are found to be appointed and working in the institution for past several years. The list of faculty is approved by affiliating university on 17/07/2020.

AND WHEREAS Appeal Committee noted that ground on which recognition has been withdrawn is 'Non-submission of approved faculty list, as per NCTE Regulation, 2014'. Appeal Committee decided that appellant institution is required to submit to ERC within 15 days of the issue of appeal order. The original faculty list approved by affiliating

body along with letter conveying approval. Appeal Committee further decided to remand back the case to ERC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, document on record and oral arguments advanced during online presentation of appeal, Appeal Committee concluded to remand back the case to ERC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Scottish Church College, Beadon Street, Kolkata, Calcutta, West Bengal to the ERC, NCTE, for necessary action as indicated above.

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


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

1. **The Principal, Scottish Church College, 1, Beadon Street, Kolkata, Calcutta – 700006, West Bengal.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-66/E-155543/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Bal Sadhana Teachers Training College, Todi, GudhaGorji, Gudha Nawalgarh Road, Udaipurwati, Jhunjhunu, Rajasthan dated 01/03/2020 is against the Order No. NRC/NCTE/NRCAPP-13346/280th Meeting/2018/189134 dated 15/02/2018 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. Hence, the Committee decided that the application is rejected and recognition/permission is refused u/s 14/15(3)(b) of the NCTE Act, 1993. FDRs, if any be returned to the institution."

AND WHEREAS Sh. Mahesh Kumar, Clerk, Bal Sadhana Teachers Training College, Todi, GudhaGorji, GudhaNawalgarh Road, Udaipurwati, Jhunjhunu, Rajasthan presented the case of the appellant institution on 24/07/2020. In the appeal and during personal presentation it was submitted that "Before 2015 all colleges were affiliated with Rajasthan University Jaipur. After that colleges of Sikar and Jhunjhunu Districts were transferred to Pandit Deen Dayal Upadhyay Shekhwati University, Sikar. We submitted application for NOC before time but NOC was issued later by the Shekhawati University. Land required for this course is sufficiently owned by society. Land is converted in two orders. In first order it is 2500 sq.mtr. for educational purpose and in second order it is 7325 sq.mtr. for institutional purpose. Society owned land is 9825 sq.mtr. which is totally converted. There is no difference in educational purpose land or institutional purpose land."

AND WHEREAS Appeal Committee noted that appellant institution filed a S.B. Civil Writ Petition no. 264 of 2020 in the Hon'ble High Court of Judicature for Rajasthan

Bench at Jaipur and the Hon'ble High Court vide order dated 07/01/2020 directed as under:-

"This Court does not intend to exercise the writ jurisdiction straightway but permits the petitioner-institution to approach the Appellate Authority enabling it to challenge the refusal order dt. 15th February, 2018. This Court further makes. It clear that the petitioner would be free to take all the relevant pleas and justification of not preferring the appeal within the stipulated time and the Appellate Authority will accordingly decided appeal of the petitioner."

AND WHEREAS Appeal Committee noted that appellant institution submitted application dated 07/06/2015 seeking recognition for conducting B.A. B.Ed./B.Sc. B.Ed. course. Appeal Committee further noted that appellant institution failed to submit N.O.C. issued by affiliating body with the application as required under Subsection 3 of Section 5 of the NCTE Regulation, 2014. Show Cause Notice dated 11/12/2015 was issued to appellant institution seeking written representation within 30 days. Appeal Committee noted that after considering the reply to above S.C.N., N.R.C. issued 1st refusal order dated 16/05/2017 on the ground that applicant institution has not submitted any proof of being a composite institution as per Clause 2 (b) of NCTE Regulation. Appellant institution preferred appeal against the refusal order dated 16/05/2017 and Appellate Authority by its appeal order dated 24/06/2017 remanded back the case to NRC to issue a fresh S.C.N. on the ground of actual deficiencies and granting opportunity to the appellant to make written representation.

AND WHEREAS Appeal Committee noted that a fresh Show Cause Notice dated 02/08/2017 was issued to appellant institution on the grounds that (a) NOC of affiliating body is after the date of receipt of application, (b) Converted land area is not sufficient as per NCTE Regulation, 2014.

AND WHEREAS Appeal Committee noted that appellant institution did not submit any reply to SCN dated 02/08/2017 and with its appeal memoranda has submitted a change of Land Use Certificate dated 06/10/2016. Appellant has not submitted any

reason for delay of more than 20 months in preferring appeal and there has been no details of existing or proposed teacher education or other degree courses being conducted by the appellant institution.

AND WHEREAS Appeal Committee, therefore, does not find any merit in admitting the delayed appeal without any specific reason and merit. Appeal Committee decided to confirm the impugned refusal order dated 15/02/2018 issued by NRC.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, document on record and oral arguments advanced during online presentation of appeal, Appeal Committee concluded to confirm the impugned refusal order dated 15/02/2018 issued by NRC.

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

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


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

1. The Secretary, Bal Sadhana Teachers Training College, Todi, 371, GudhaGorji, GudhaNawalgarh Road, Udaipurwati, Jhunjhunu – 333022, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-67/E-155812/2020 Appeal/12th Mtg.-2020/24th July, 2020
NATIONAL COUNCIL FOR TEACHER EDUCATION
 G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Panskura Banamali College, Kanakpur, Panskura Railway Station, Panskura Block-1, Midnapur, West Bengal dated 02/03/2020 is against the Order No. ERC-278.55/APE00695/B.P.Ed./2020/62268 dated 05/02/2020 of the Eastern Regional Committee, withdrawing recognition for conducting for B.P.Ed. Course on the grounds that "building plan duly signed by the competent authority has not been submitted. Total land area and build-up area is not mentioned in the building completion certificate (BCC) submitted by the institution."

AND WHEREAS Dr. Badshah Ghosh, Principal, Panskura Banamali College, Kanakpur, Panskura Railway Station, Panskura Block-1, Midnapur, West Bengal presented online the case of the appellant institution on 24/07/2020. In the appeal and during online presentation it was submitted that "Building plan is approved by registered architect (regd. no. ca/ 1996/ 20822), signed by Sub-Asst. Engineer, Panskura Municipality and L.B.S. Panskura Municipality and finally approved by the Chairman of Panskura Municipality. The college comes under the jurisdiction of Panskura Municipality. The land area, total built up area and the area demarcated for teachers training have been mentioned and countersigned by the authority in the building completion certificate. Photo-copies of both building plan and Building Completion Certificate along with the forwarding letter was sent to ERC, NCTE on 07/02/2020 bearing memo no. PBC/ NCTE-13/ 2020."

AND WHEREAS Appeal Committee noted that appellant institution is conducting B.P.Ed. programme with an intake 100 seats from 2006. In addition to B.P.Ed. appellant institution is also conducting M.P.Ed. with an intake of 40 seats.

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 05/02/2020 is on the ground that (i) Building Plan duly signed by Competent Authority has not been submitted and (b) total land and built up area is not mentioned in the Building Completion Certificate (BCC).

AND WHEREAS Appeal Committee noted that appellant alongwith its appeal memoranda has submitted copy of a B.C.C. dated 22/03/2015 issued by Chairman, Panskura Municipality. As per this Building Completion Certificate (B.C.C.) total land area of the appellant institution is 11.35 Acres and built up area 2181.65 sq. meters combined for B.P.Ed. and M.P.Ed. programmes. Appeal Committee further noted that Building Plan is approved by Chairman, Panskura Municipality and copy of the Building Plan is available on regulatory file having been submitted by appellant institution with its Mandatory Disclosure Format. This building plan contains necessary land & proposed built up area details.

AND WHEREAS Appeal Committee decided that appellant is required to once again forward to ERC within 15 days of the issue of Appeal order. The copies of Building Plan and Building Completion Certificate. Appeal Committee further concluded to remand back the case to ERC for revisiting the matter.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during online hearing, Appeal Committee concluded to remand back the case to ERC for revisiting the matter.

NOW THEREFORE, the Council hereby remands back the case of Panskura Banamali College, Kanakpur, Panskura Railway Station, Panskura Block-1, Midnapur, West Bengal to the ERC, NCTE, for necessary action as indicated above.

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


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

1. The Principal, Panskura Banamali College, Kanakpur, Panskura Railway Station, Panskura Block-1, Midnapur – 721152, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-69/E-158751/2020 Appeal/12th Mtg.-2020/24th July, 2020
NATIONAL COUNCIL FOR TEACHER EDUCATION
 G-7, Sector-10, Dwarka, New Delhi-110 075

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Euphrasia Training College for Women, Kattoor, Kukundapuram, Thrissur, Kerala dated 18/02/2020 is against the Order No. SRO/NCTE/APSO0472/B.Ed./KL/383/2020/114364 dated 22/01/2020 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 registered land. The building plan submitted by the institution was not approved by the competent authority. Certified copy of LUC duly approved by the competent authority was not submitted. FDRs submitted by the institution are not enough as per NCTE Regulations 2014. The institution has submitted staff list & not approved by affiliating body, one principal + eight staffs for B.Ed. course, which are not sufficient as per NCTE Regulations."

AND WHEREAS Dr. Chandra Bose, Guest Faculty, Euphrasia Training College for Women, Kattoor, Kukundapuram, Thrissur, Kerala presented online the case of the appellant institution on 24/07/2020. In the appeal and during online presentation it was submitted that "I have sent the required documents through speed post (No. EI4488886091n) on 02-04-2019. Again I have sent the required documents through speed-post (el448873652in) on 07-06-2019, also handed over the documents on 26-06-2019 by hand to NCTE (file no: e-122406) after that got final show cause notice on 12-07-2019 and submitted the documents via speed-post(el393926035in) on 30-07-2019."

AND WHEREAS Appeal Committee noted that appellant institution was recognised to conduct B.Ed. programme from the year 2005-06 with an intake of 100 seats. The revised recognition order dated 15/05/2015 under NCTE Regulation, 2014 was however, for an intake of 50 seats for which requirement is one Principal and 7 faculty.

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 22/01/2020 is on grounds of non-submission of:-

- (i) Certified copy of registered land deed.
- (ii) Building Plan approved by Competent Authority.
- (iii) FDRs.
- (iv) Certified copy of Land Use Certificate.
- (v) Staff list of approved by affiliating university.

AND WHEREAS Appeal Committee noted that appellant institution of its own was required to comply with the Terms and Conditions of the revised recognition order dated 15/05/2015. Appeal Committee noted that in response to a Show Cause Notice (SCN) dated 26/03/2019 the appellant institution by its letter dated 07/06/2019 had submitted (i) FDRs of Rs. 5 lakh and 3 lakh valid upto August, 2020, (ii) N.E.C. (iii) Building Completion Certificate (B.C.C.) for property no. 778/1, 778/2, 778/10 in Mukandapuram Taluk. The built-up area was not specified in the B.C.C. Kattor Gram Panchayat in its certificate dated 06/06/2019 mentions built up area of 1599 sq. meters. in building no. 164, ward no. 14.

AND WHEREAS Appeal Committee noted that SRC issued a 2nd SCN dated 12/07/2019 seeking clarifications on the points of non-compliance. Appellant institution in its letter dated 20/07/2019 submitted reply enclosing therewith additional bank guarantee letter dated 26/07/2019.

AND WHEREAS Appeal Committee after going through the regulatory file observed that despite 2 Show Cause Notice the appellant institution has failed to clarify following points:-

- (a) Mismatch of property number in B.C.C. issued by Executive Engineer and Certificate dated 06/06/2019 issued by Kattor Gram Panchayat.
- (b) Building Plan submitted by appellant is approved by Assistant Executive Engineer Irinjalakunda but the Building Plan does not bear the land

identification number and proposed built up area. No address of property is indicated on the plan.


- (c) The copy of faculty list submitted by appellant pertains to year 2016 and is not in the performa prescribed by NCTE.

AND WHEREAS Appeal Committee decided to confirm the impugned order of withdrawal dated 22/01/2020 issued by SRC. On the ground that (i) appellant institution has failed to submit year wise list of faculty approved by affiliating body in performa prescribed by NCTE. (ii) Building Completion Certificate (B.C.C.) does not mention the built up area and the address of property in the certificate dated 06/06/2019 issued by Kattor Gram Panchayat does not match with the address of property in the B.C.C.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, document on record and online submission made by appellant, Appeal Committee concluded to confirm the impugned order of withdrawal dated 22/01/2020 issued by SRC.

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

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


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

1. The Principal, Euphrasia Training College for Women, Kattoor, Kukundapuram, Thrissur – 680702, Kerala.
2. The Secretary, Ministry of Human Resource Development, 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.



F.No.89-70/E-155937/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

ORDER

15/09

WHEREAS the appeal of Maharshi Parshuram B.Ed. College, Danta, Dantaramgarh, Sikar, Rajasthan dated 06/03/2020 is against the Order No. Old App/RJ- ----/277/2017/169550 dated 23/03/2017 of the Northern Regional Committee, thereby returning the application for conducting B.Ed. course on the grounds that "in cases where the institutions have submitted the applications by offline mode along with Court orders and where no processing has been initiated by NRC, all such applications be returned to the institutions along with all documents as they have not submitted the applications as per Clause 5, of NCTE Regulations, 2014."

AND WHEREAS Appeal Committee noted that appellant institution filed a S.B. Civil Writ Petition no. 17989 of 2019 in the Hon'ble High Court Judicature for Rajasthan Bench at Jaipur and the Hon'ble High Court in its order dated 24/10/2019 allowed liberty to the petitioner to file an appeal which shall be decided on merits ignoring the limitation period.

AND WHEREAS Dr. Bal Mukand Dixit, Secretary, Maharshi Parshuram B.Ed. College, Danta, Dantaramgarh, Sikar, Rajasthan presented the case of the appellant institution on 24/07/2020. In the appeal and during personal presentation it was submitted that this institution had submitted an application for grant of recognition of B.Ed. course on 31.10.2008 along with required processing fees and other documents. NRC, NCTE returned the application of this institution on 08.03.2009. Being aggrieved from the order of NRC, NCTE, this institution had filed a S.B. Civil Writ Petition No. 11917/2016 in Hon'ble High Court of Rajasthan, Jaipur. Hon'ble High Court passed an order on 02.09.2016 in which Hon'ble High Court had directed petitioner to move an application before NRC, NCTE for recognition of B.Ed. course and Hon'ble High Court

had directed to NRC, NCTE to decide the application of petitioner by a reasoned and speaking order in accordance with Regulations, 2014 in a non-discriminatory manner. Copy of order of Hon'ble High Court is annexed. This institution had again submitted the application for recognition for B.Ed. course along with processing fees and other documents on 19.12.2016 on the direction of Hon'ble High of Rajasthan, Jaipur. NRC, NCTE again returned the application of this institution for grant of recognition for B.Ed. course on 23.03.2017. Copy of returning order is annexed. Being aggrieved from the order of NRC, NCTE, this institution filed a S.B. Civil writ Petition No. 17989/2019 in Hon'ble High Court of Rajasthan, Jaipur. Hon'ble High Court had passed an order on 24.10.2019 in which Hon'ble High Court had directed to petitioner to file an appeal to NCTE u/s 18 of NCTE Act, 1993 and Hon'ble High Court had directed to NCTE to decide the appeal of petitioner on merits ignoring the limitation period. Copy of order of Hon'ble High Court is annexed. Appellate Authority, NCTE had already decided by its order dated 27. 11.2017 that "Once applications are invited, the regional committee had no right to reject it on the grounds of ban imposed subsequently by the State Govt." Appellate Authority, NCTE had already decided by its order dated 16.10.2017 that "The ground of non-submission of application online can not be held against the appellant at this stage and therefore, the matter deserve to be remanded to the NRC for taking further action as per the NCTE Regulations 2014" Copy of Appeal Order is annexed. Appellate Authority, NCTE had already decided by its order dated 27.02.2018 that "That all the three ground mentioned in the show cause notice are the requirements, introduced for the first time, in the NCTE Regulations 2014 and which are to be fulfilled when the application are invited pursuant to these Regulations. The appellant originally submitted an application in the year 2007 and the then existing Regulations did not contain the requirements mentioned in the show cause notice. The NRC also processed the offline application submitted in January 2016. Therefore, committee noted that the submission of the appellant vis a vis the ground of refusal deserve to be accepted and concluded that the matter deserve to be remanded to NRC with a direction to take further action as per NCTE Regulations 2014." Copy of Appeal Order is annexed. Appellate Authority, NCTE had already decided by its order dated 16.03.2018 that "The Show Cause Notice (S.C.N.) dated 18.03.2017 on the ground that Appellant had not submitted online

application was not justified as there was no way the appellant, whose application was pending since Sept. 2008, could have complied with the requirement of submitting application online more so when the NCTE Portal for registering fresh applications was not open. Appeal Committee, therefore, decided to remand back the case to NRC for restarting the processing of application from the stage where it was decided to issue L.O.I. Copy of Appeal Order is annexed. The Govt. of Rajasthan had imposed ban for grant of recognition for B.Ed. course on 17.11.2008 and this institution had applied to NRC, NCTE for grant of recognition for B.Ed. course prior to the ban imposed by Govt. of Rajasthan i.e. 24.10.2008. Therefore, the decision of the Govt. did not apply to this institution. The Hon'ble High Court of Rajasthan had already considered this fact and ordered to NRC, NCTE to process the application of this institution. So, the returning of application of this institution for grant of recognition for B.Ed. course is totally wrong, unjustified, unconstitutional and un-relevant. Therefore, the returning order issued to this institution for B.Ed. course by NRC, NCTE on 23.03.2017 is totally wrong, unjustified, unconstitutional and illegal."

AND WHEREAS Appeal Committee noted that relevant regulatory file of NRC is not available. Appeal Committee further noted that NRC by impugned letter dated 23.03.2017 returning the application to the appellant institution returned in original application alongwith all attached documents and court order.

AND WHEREAS it has been brought to the notice of the Committee in the meeting held on 24/07/2020 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the recommendations of the State Government of Haryana not to allow setting up of new B.Ed. institutions in the State returned the applications for setting up B.Ed. colleges to the

respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. The Committee also noted that in view of the NRC returning the application in original to the appellant along with all attached documents, virtually no application existed after 23/03/2017. In view of this position, the Committee concluded that (i) No appeal lies against a non-existent application. (ii) N.R.C. was justified in returning the application at the particular time. The appeal deserves to be rejected and the decision of the N.R.C. confirmed. The appellant institution is however, free to apply afresh as and when NCTE issues Notification inviting application for Teacher Education courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing and taking into account the position stated in paras above, the Committee concluded that (i) No appeal lies against a non-existent application. (ii) N.R.C. was justified in returning the application at the particular time. The appeal deserves to be rejected and the decision of the N.R.C. confirmed. The appellant institution is, however,

free to apply afresh as per extant NCTE Regulations, as and when NCTE issues Notification inviting fresh applications for the course.

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

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


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

1. The Secretary, Maharshi Parshuram B.Ed. College, 522, Danta, Ringus Road, Dantaramgarh, Sikar – 332702, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-71/E-155939/2020 Appeal/12th Mtg.-2020/24th July, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 10/09/2020

15/09

ORDER

WHEREAS the appeal of Navjivan T.T. College, Hirnoda, Pulera, Jaipur, Rajasthan dated 04/03/2020 is against the Order No. New Appl./Raj/NRCAPP-5416/2013-14/47070-71 dated 05/06/2013 of the Western Regional Committee, thereby returning the application for conducting D.El.Ed. Course on the grounds that "the NRC considered the letter No. 49-7/2012/NCTE/N&S dated 20.03.2013 containing instructions in respect of consideration/processing of applications for recognition of Teacher Education programmes viz a viz recommendations of the State Govt. of Rajasthan as well as the Demand and Supply study of Teachers conducted by the NCTE and also the following judgements of the Hon'ble Supreme Court:- The Hon'ble Supreme Court vide its judgment dated 31.01.2011 I SLP No. 17165-168/2009, has held that the provisions contained in Section 14 of the NCTE Act 1993 and the Regulations framed for grant of recognition including the requirement of recommendation of the State Government/Union Territory Administration are mandatory and an institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. Further, the Hon'ble Supreme Court in its judgment dated 06.01.2012 in SLP (C) No. 14020/2009, has held that the State Government/UT Administration, to whom a copy of the application made by an institution for grant of recognition is sent in terms of Regulation 7(2) of the Regulations of the NCTE, is under an obligation to make its recommendation within the time specified in the Regulations 7(3) of the Regulations. The NRC noted that the NCTE Committee vide letter dated 20.03.2013 made it is clear that the general recommendations of the State Government were applicable in each individual case, since in view of the Hon'ble Supreme Court's orders, it is mandatory to obtain the recommendation of the State Government. In view of the above judgment of the Hon'ble Supreme Court and the decision taken by the NCTE Committee, the NRC decided that the recommendations of the State Govt. of Rajasthan i.e. not to allow

setting up of new D.El.Ed. institutions in the State be accepted and the applications so received be returned to the respective institutions. Also, the application fees be refunded to the applicants."

AND WHEREAS Appeal Committee noted that appellant institution filed a S.B. Civil Writ Petition No. 13442 of 2019 in the Hon'ble High Court of Judicature for Rajasthan Bench at Jaipur and Hon'ble High Court in its order dated 27/01/2020 granted liberty to the petitioner to file an appeal before NCTE.

AND WHEREAS Sh. Sita Ram Sood, Director, Navjivan T.T. College, Hirnoda, Pulera, Jaipur, Rajasthan presented the case of the appellant institution on 24/07/2020. In the appeal and during personal presentation it was submitted that "Northern Regional Committee was not required to return the applications on the ground of general negative recommendations of the state government for D.El.Ed. course for the reason that the National Council for Teacher Education is having the final statutory competence to decide the issue of grant of recognition for permission to a particular teacher training course while considering the relevant aspects and while doing so the regional committee is not required to proceed only on the basis of recommendations of the state government. The provisions of section 14 & 15 of the National Council for Teacher Education Act, 1993 also provide statutory right to the petitioner Institute to submit applications for grant of recognition/permission for the teacher education courses. It is submitted that as per the provisions of section 14 and 15 of the National Council for Teacher Education Act before rejection of application of the concerned teacher education institution, reasonable opportunity of hearing is required to be provided but in the instant case the respondent Northern regional committee did not provide the reasonable opportunity of hearing to the petitioner which renders the decision of the northern regional committee to return the application of the petitioner illegal and arbitrary. The respondent Northern regional committee to again consider and process the application of the petitioner institute for the forthcoming academic session for the course of 2 years D. El. Ed. d. Because, the Honourable Supreme Court in the recent decision delivered in the case of State of Rajasthan v. LBS B.Ed. College and Ors. has

clarified the role of the National Council for Teacher Education vis a vis the role of the state government for grant of recognition to the teacher training institutions in the following manner. Yet again, another two-Judge Bench in *Maa Vaishno Devi Mahila Mahavidyalaya v. State of Uttar Pradesh* 2013 2 SCC 617 opined that Regulations framed under the Act clearly show that upon receiving an application for recommendation, the NCTE shall send a copy of the application with its letter inviting recommendations/comments of the State Government on all aspects within a period of 30 days. To such application, the State is expected to respond with its complete comments within a period of 60 days. In other words, the opinion of the State on all matters that may concern it in any of the specified fields are called for. The Court observed that this is the stage where the State and its Department should play a vital role and they must take all precautions to offer proper comments supported by due reasoning. Once these comments are sent and the State Government gives its opinion which is considered by the NCTE and examined in conjunction with the report of the experts, it may grant or refuse recognition. Once it grants recognition, then such grant attains supremacy vis-a-vis the State Government as well as the affiliating body."

AND WHEREAS Appeal Committee noted that relevant regulatory file of NRC is not available. Appeal Committee further noted that NRC by impugned letter dated 05/06/2013 returning the application to the appellant institution returned in original the application alongwith the FDRs of Rs. 5 lakh and 3 lakh. The application processing fee was also returned to the appellant institution by NRC.

AND WHEREAS it has been brought to the notice of the Committee in the meeting held on 24/02/2019 that the Hon'ble Division Bench of the Hon'ble High Court of Delhi at New Delhi in their order dated 31/10/2018 in LPA No. 619/2018 and C.M. No. 45733/2018, concurring with the judgement of the Hon'ble Single Judge of the Hon'ble High Court of Delhi dated 05/10/2018 in W.P. (C) 10551/2018, held that (i) there is no justification to allow mushrooming of Institutes conducting teacher education courses; (ii) the NCTE is within its competence to consider the decision of the State of Haryana not to allow setting up of new B.Ed. institutions in the State; (iii) the N.R.C. on the basis of the

recommendations of the State Government of Haryana not to allow setting up of new Teacher Education (T.E.) institutions in the State returned the applications for setting up T.E. colleges to the respective institutions along with the fee; and (iv) the decision of the State of Haryana is a necessary input for the NCTE to return the applications received from the institutes. It has also been brought to the notice of the Committee in the above said meeting that the Hon'ble Supreme Court of India, in their order dt. 18/07/2018 in M.A. No. 1175 of 2018 in W.P. (Civil) No. (S) 276 of 2012, taking note of the decisions of the NCTE not to invite applications for recognition of TTIs from certain States including Haryana from the academic year 2010-11 till the next academic year, which itself was taken in order to regulate growth of teacher education at all levels on the basis of the recommendations received from the State Governments and UTS, declined to grant any relief to extend the last cut off date for grant of recognition as 15/05/2018 for the academic session 2018-19.

AND WHEREAS the Committee noted that the orders of the Hon'ble High Court of Delhi and the Hon'ble Supreme Court of India, in so far as consideration of the negative recommendations of the State Governments/UTs with regard to granting of recognition for new teacher training institutes, which took into account the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the country, are applicable to all States/UTs. The Committee also noted that in view of the NRC returning the application in original to the appellant, with a request to the NCTE to refund the processing fee also, virtually no application existed after 05/06/2013. Appellant institution did not prefer timely appeal and also did not submit any reason for delay of more than 6 years and 6 months in preferring appeal. In view of this position, the Committee concluded that (i) No appeal lies against a non-existent application. (ii) N.R.C. was justified in returning the application at the particular time. The appeal deserves to be rejected and the decision of the N.R.C. confirmed. The appellant institution is however, free to apply afresh as and when NCTE issues Notification inviting application for Teacher Education courses.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing and taking into account the position stated in paras above, the Committee concluded that (i) No appeal lies against a non-existent application. (ii) N.R.C. was justified in returning the application at the particular time. The appeal deserves to be rejected and the decision of the N.R.C. confirmed. The appellant institution is, however, free to apply afresh as per extant NCTE Regulations, as and when NCTE issues Notification inviting fresh applications for the course.

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

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


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

1. The Secretary, Navjivan T.T. College, 517/9, Hirnoda, Pulera, Jaipur – 303010, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.