



F.No.89-241/E-168669/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Madhuban College of Education, Barwani bypass Road, Barwani, Madhya Pradesh dated 06/02/2020 is against the Order No. WRC/NCTE/APP201660272/11476/305th/2019/203485 dated 23.05.2019 of the Western Regional Committee, refusing recognition for conducting for D.El.Ed. & B.Ed. Course on the grounds that "the institution has not submitted Building Completion Certificate issued by the competent authority in original. The institution has not submitted NEC issued by the competent authority in original. The institution has not submitted Land Use Certificate issued by the competent authority in original. The institution has not submitted Building Plan approved by competent authority in original. Hence, the Committee decided to refuse the recognition of B.Ed. & D.El.Ed. programme under Section 14(3)(b) of the NCTE Act, 1993."

AND WHEREAS the appellant, aggrieved by the decision taken by the WRC in their 305th meeting held on 15th and 16th April, 2019, to reject their application for recognition for conducting D.El.Ed. course, filed a Writ Petition 11037/2019 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in their order dt. 18/10/2019, disposed of the petition with a direction to the respondents to serve the order of rejection on the petitioner college as expeditiously as possible, though not later than three weeks from today (i.e. 18/10/2019) and upon such an order being served on the petitioner college, the petitioner college will have liberty to take recourse to the statutory appeal provided under the 1993 Act.

AND WHEREAS Sh. Awdhesh Dave, Secretary, Madhuban College of Education, Barwani bypass Road, Barwani, Madhya Pradesh presented the case of the appellant institution on 01/12/2020. In the appeal and during personal presentation it was

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submitted that "Appellant institution resubmitted all the documents to the WRC vide its letter dated 20.02.2019 and the same has been also reflected in the refusal decision. However, the reasons for not-accepting these documents were not mentioned. The impugned refusal order dated 23.05.2019 was previously not received by the appellant and was received through email in January 2020 from NCTE, WRC in respect of Hon'ble Court order dated 18.10.2019. The WRC, NCTE has been behaving arbitrarily since the time of the submission of the application as the appellant institution submitted the online application in the year 2016 seeking recognition for session 2017-2018 and for none-of its own fault the application has not been decided till date. The WRC, NCTE after processing the application for three years decided to refuse on mere grounds of non submission of the documentary which were already available with them. The WRC, NCTE in identical cases has been issuing a reminder letters for submitting the documents instead of issuing a withdrawal decision. The appellant institution is already ready with all the infrastructural facilities since year 2016. The appellant institution had already approached the appellate authority earlier and after loosing a year the appeal was decided in favour of the appellant."

AND WHEREAS the Committee noted that the documents mentioned in the refusal order were submitted earlier by the appellant with their letter dt. 20/02/2019 and are available in the file of the WRC, which bear the signatures of the issuing authorities and which were also notarised. The appellant, has again submitted in appeal notarised copies of the documents mentioned in the refusal order.

AND WHEREAS in the above circumstances, the Committee concluded that the matter deserved to be remanded to the WRC with a direction to consider the documents submitted by the appellant and take further action as per the NCTE Regulation, 2014.

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 WRC with a direction to consider the documents submitted by the appellant and take further action as per the NCTE Regulation, 2014.

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NOW THEREFORE, the Council hereby remands back the case of Madhuban College of Education, Barwani bypass Road, Barwani, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Madhuban College of Education, Barwani, Barwani bypass Road, Barwani, Madhya Pradesh – 451551.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-242/E-169583/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Shri Sharda Gram College of Education, Mangrol, College Road, Junagarh, Gujarat dated 10/07/2019 is stated to be against the order no.E-3795/2017 Appeal/22nd Meeting- 2017/18th , 20th & 21st /63032 dt. 13/02/2018. This order has been issued by the Appellate Authority on the appeal dt. 09/10/2017 against the order of the WRC dt. 18/08/2017 withdrawing recognition for conducting B.Ed. course. The Appellate Authority through this order remanded the matter to the WRC with a direction to consider the documents to be submitted to them and take further action as per the NCTE Regulations, 2014. There cannot be an appeal against the Appellate order.

AND WHEREAS the Committee noted from the file of the WRC that on receipt of the Appellate order dt. 13/02/2018, the WRC examined the matter and issued a show cause notice to the appellant institution on 07/05/2018 pointing out that they should submit (i) approved staff list in original as per Appendix – IV of NCTE Regulation, 2014 and as per the NCTE Notification published on 09/06/2017 and (ii) the Building Completion Certificate was not issued by the Government Engineer. According to the Show Cause Notice, the withdrawal order was to be confirmed and a reply was to be submitted within one month. The Committee noted that the appellant institution submitted a reply dated 22/05/2018 and also a further letter dt. 23/10/2018 with which they enclosed a staff list approved by the University. The WRC thereafter, in their 308th Meeting held on 19th – 21st June, 2019, considered the letters of the appellant and decided to confirm the withdrawal order dated 18/08/2017 on the ground that the institution has not complied with the Show Cause Notice. The WRC conveyed their decision to the institution by a letter dated 03/07/2019. In these circumstances, the

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appeal dated 10/07/2019 is in fact against the decision of the WRC conveyed through their letter dt. 03/07/2019.

AND WHEREAS the Committee noted that the appellant filed a SCA FINAL – Writ No. R/SCA/13393/2020 before the Hon'ble High Court of Gujarat at Ahmedabad, the respondents being Bhakta Kavi Narsinh Mehta University and the NCTE. The Hon'ble High Court, in their order dt. 05/11/2020, directed the Competent Appellate Authority to take up the appeal for its final decision on 11/11/2020 and after hearing render its decision latest by 13/11/2020.

AND WHEREAS Sh. B. Bhatt, Director and Sh. M.B. Dodia, Principal, Shri Sharda Gram College of Education, Mangrol, College Road, Junagarh, Gujarat presented the case of the appellant institution on 01/12/2020. The appellant, with their appeal papers enclosed a copy of their letter dt. 28/02/2020 addressed to the "Regional Director, Appeal Section, Western Regional Committee." With this letter, the appellant enclosed a Building Completion Certificate dt. 17/05/2018 issued by the Deputy Executive Engineer, R & B Division Keshod. Even though it is not in the prescribed form, it certifies completion of the building in the year 2007. The appellant has also enclosed a staff profile for the year 2019-20 consisting of a Principal and 21 lecturers in the proforma signed by the Registrar, Bhakta Kavi Narishn Mehta University, Junagarh. The list indicates that the staff have NET qualifications.

AND WHEREAS Appeal Committee, noting that the WRC had confirmed their withdrawal order only on the ground that the appellant has not complied with the Show Cause Notice and the appellant has now furnished the documents mentioned in the Show Cause Notice, concluded that the matter deserved to be remanded to the WRC with a direction to consider the approved staff list and Building Completion Certificate to be sent to them by the appellant, and take further action as per the NCTE Regulation, 2014. The appellant is directed to forward to the WRC the staff list and Completion Certificate, with originals thereof, wherever necessary, within 15 days of issue of orders on the appeal.

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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 WRC with a direction to consider the approved staff list and Building Completion Certificate to be sent to them by the appellant, and take further action as per the NCTE Regulation, 2014. The appellant is directed to forward to the WRC the staff list and Completion Certificate, with originals thereof, wherever necessary, within 15 days of issue of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shri Sharda Gram College of Education, Mangrol, College Road, Junagarh, Gujarat to the WRC, NCTE, for necessary action as indicated above.

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Director, Shri Sharda Gram College of Education, 817, Mangrol, College Road, Junagarh, Gujarat – 362235.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-244/E-169580/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Sainger College of Education, Baseri, Bholpur, Rajasthan dated 18/10/2020 is against the Order No. NRC/NCTE/RJ.../310th Meeting/2019/207511 dated 03.02.2020 of the Northern Regional Committee, refusing recognition for conducting for B.Ed. Course on the grounds that "all these cases were considered by NRC and processed in compliance to the Court directions and considering the reply submitted by the institution against the show cause notice(s). The NCTE Hqrs. Vide letter No. F. 67/19/2018-US(Legal)-HQ dated 18.12.2018 has directed to ensure compliance of the orders of the Hon'ble Apex Court and High Court of Delhi, referred in their letter, and adhere to the provision of Regulations 5(3), 7(4), 7(5) and 7(6) of NCTE Regulations, 2014 irrespective of its stage of processing of application, course, year of application and State to it pertains. In view of the above, the recommendations were sought from the State Government which refused permission to start the courses vide an office order No. एफ) 24 recmmd. 17-18)B.Ed./आकाशि16/182/ दिनांक 09.04.2019 and office order No. एफ) 24 अनुशंसा)/B.Ed./आकाशि 19/511, 512,513 दिनांक 11.11.2019. Further, a number of deficiencies are mentioned below were also noted in this case and hence permission cannot be granted by NRC for starting the B.Ed. course. NOC of the affiliating body has not submitted. The institution has not submitted the certified copy of the registered land documents duly certified by the Registrar/Sub-Registrar of the District. Submitted the Notarized copy of Change of Land Use Certificate is not legible. A copy of Mutation Certified issued by the Competent Authority not submitted. Site Plan showing the location of the building as per the Land & Revenue records of the concerned authority not submitted. Building Safety Certificate issued by the competent authority not submitted. Fire Safety Certificate issued by the competent authority not submitted."

AND WHEREAS the appellant filed a Writ Petition W.P. (C) 6459/2020 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in their order dated

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16/09/2020, dismissed the petition granting leave and liberty to file an appropriate appeal under Section 18 of the NCTE Act, as sought for by the petitioner.

AND WHEREAS Sh. Pushpendra Sharma, Secretary, Sainger College of Education, Baseri, Bholpur, Rajasthan presented the case of the appellant institution on 01/12/2020. In the appeal and during personal presentation it was submitted that "The respondent had already granted recognition to several institutions ignoring the above said shortcomings vide order dated 14.12.2018, the recognition order of D.El.Ed. is placed before for your kind consideration. Copy of recognition order dt. 14.12.2018 is annexed. The act of respondent giving recognition to various institutions and rejecting their application is faulty and discriminatory in nature. In the similar matter while disposing of the appeals u/s 18 of NCTE Act, 1993, the controversy was settled by the Appellate Authority in various orders. As per direction given by the Appellate Authority the Respondent Committee (WRC) decide to process the same in their Meetings. A photocopy of extract part of the minutes will be submitted before the appellate authority at the time of hearing. In the similar matter were rejected by the appellate committee on the ground of State ban in Haryana and given reference to Delhi High court judgment passed in Saraswati Deep College of Education. It is essential to mention here that the order of Delhi High court was assailed in SLP No. 13901391/2019 before the Hon'ble Supreme Court. The Hon'ble Supreme Court, vide its order/judgment dated 29/07/2019 allowed the SLP and directed to the respondents to decide the files on merit. A copy of order judgment passed in SLP No. 13901391/2019 dated 29/07/2019 is annexed herewith. The controversy involved in this matter are already settled by Hon'ble High Court, Delhi & Jodhpur also vide its order dated 18.10.2019 and 27.03.2019. A copy order dated 18.10.2019 & 27.03.2019 are annexed herewith. Anyone with his bare eyes can see and understand that the decision of NRC and the impugned Rejection Order of NRC is neither reasoned nor a speaking order. The appellant had applied for grant of recognition for B.Ed. course, while making necessary arrangements with regard to physical infrastructure and other facilities but its application for grant of recognition has been refused in a most arbitrary manner without appreciating the documents on record thereby making rejection order bad in the eye of law and thus, it is liable to be quashed and set aside."

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AND WHEREAS the Committee noted that the NRC in their refusal order rightly pointed out the necessity of compliance with the provisions of Clauses 5(3), 7(4), 7(5) and 7(6) of the NCTE Regulation, 2014. In terms of these provisions, it has been clearly pointed out in the order that the State Government of Rajasthan has refused permission to the appellant institution to start the proposed teacher training Course. Consideration of a clear cut negative recommendation of the State Government is in accordance with the mandate of the NCTE to achieve planned and coordinated development of teacher education system throughout the Country. Further the appellant has not obtained a No Objection Certificate from the affiliating body as per the mandatory requirements of Clause 5 (3) of the NCTE Regulation, 2014, even though in reply to the Show Cause Notice, appellant has stated that they applied to the affiliating body on 19/02/2019.

AND WHEREAS in view of the above position, the Committee concluded that the NRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

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

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

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Sainger College of Education, 1463 to 1466, Baseri, Bholpur, Rajasthan – 328022.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Rajasthan, Jaipur.



F.No.89-255/E-170201/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Green Agra Mahavidhyalaya, Pili Pokhar Avidhgarh Hathras Road, Pili Pokhar, Tarrakpur, Pait Kheda Agra, Uttar Pradesh dated 25/10/2020 is against the Order No. NRC/NCTE/UP-2675/315th Meeting – 2020/209585 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.” Hence, NRC decided to withdraw order be issued to the institution as per decision taken in 312th (Emergent) meeting the recognition under Section 17 of the NCTE Act, 1993 from the end of the academic session next following the date of order of withdrawal. A detailed withdrawal order be issued to the college.”

AND WHEREAS Sh. Anil Kumar, Director, Green Agra Mahavidhyalaya, Pili Pokhar Avidhgarh Hathras Road, Pili Pokhar, Tarrakpur, Pait Kheda Agra, Uttar Pradesh presented the case of the appellant institution on 01/12/2020. In the appeal and during personal presentation it was submitted that “The institution has already approved the faculties from time to time from the concerned university as per the NCTE, Norms 2014. The details are as follows:- 1. letter No: 2567/2015 dated 27/11/2015 2. letter no: 202 dated 13/06/2016 3. letter no: 10242/2019 dated 06/07/2019.”

AND WHEREAS the appellant, aggrieved by the order of the NRC dt. 21/09/2020 filed a W.P. (C) 8783/2020 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in para 7 of their order dt. 12/11/2020, directed that the Appellate

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Authority may adjudicate / dispose of the appeal filed by the petitioner institution, uninfluenced by any observations made by this court and as per law.

AND WHEREAS Appeal Committee noted that the appellant institution, in response to the second Show Cause Notice dt. 14/06/2019 issued to them with their reply dt. 12/07/2019, did not submit the approved faculty list in original with details of their academic qualifications etc. signed by the University authorities in the prescribed proforma and details of salary disbursed to the faculty along with six months bank statement. The appellant with their appeal submitted copies of some letter issued by Dr. Bhimrao Ambedkar University, Agra but not the complete details in the proforma signed by the University Authorities. The appellant has also enclosed copies of letter written to Manager, Allahabad Bank, Kalindi Vihar Branch, Agra in some months of 2019 and 2020. The earliest letter in these series is dated 07/08/2019 i.e. after the institution replied to the second Show Cause Notice on 12/07/2019, thereby indicating absence of any bank statements prior to August, 2019. Further it is seen that the names of the teachers mentioned in the letters sent to the Bank in August, 2019 are different from those mentioned in the subsequent letters written from October, 2019 onwards.

AND WHEREAS the above position clearly indicates that the appellant has not furnished the information specifically asked for in the second Show Cause Notice. In these circumstances, the Committee concluded that the NRC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the NRC confirmed.

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

Perusal of Appeal

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

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



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

- 1. The Principal, Green Agra Mahavidhyalaya, Pili Pokhar Avidhgarh Hathras Road, Pili Pokhar, 1481/8, Tarrakpur, Pait Kheda Agra, Uttar Pradesh - 283126.**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-260/E-170467/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu dated 13/05/2020 is against the Order No. F. SRO/NCTE/APSO4537/B.Ed./TN/2020/114965-114971 dt. 21/02/2020 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the institution has submitted notarized copy of xerox copy of Sale Deed dt. 24.02.2005. The LUC in respect of total 22 S. No. (10.69 Acres) has been submitted but land documents submitted only in respect of 8 S. No. Further, there are difference in Survey number of LUC with land continuity certificate. The size of classrooms and Multi-Purpose Hall are less than the requirement of NCTE Regulations. The institution has submitted notarized copy of xerox copy of site plan which is also approved in regional language. The institution has submitted notarized copy of xerox copy of Land Usage Certificate. Further the LUC is not in proper format of State Govt. The institution has submitted notarized copy of xerox copy of NEC dt. 26.08.2019 but in regional language also the same is not legible. The faculty is not sufficient for both courses as per NCTE, Regulations. Further, the signature of the Registrar, TNTEU are not available on the last pages of proforma of faculty for both courses. All pages of proforma are xerox copy and last pages are signed by correspondent of institute originally without signature of Registrar. The institution has not submitted website details of the institution as per NCTE guidelines."

AND WHEREAS the appellant filed a W.P. No. 10747 of 2020 and W.P. No. 13061 of 2020 before the Hon'ble High Court of Judicature at Madras for directing the NCTE (first respondent) to dispose of the statutory appeal dt. 13/05/2020 within a time frame fixed by the Hon'ble Court. The Hon'ble High Court, in their order dt. 17/08/2020,

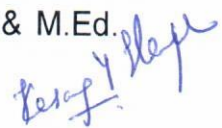
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directed the NCTE (first respondent) to deal with the appeal filed by the petitioner college, strictly in accordance with the regulations and pass final orders within a period of eight weeks from the date of receipt of a copy of this order.

AND WHEREAS Sh. B.T. Arasakumar, Chairman and Sh. Kannan, Trustee, B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu presented the case of the appellant institution on 01/12/2020. In the appeal and during personal presentation it was submitted that "College was started in Year 2006 and it is one of the oldest institutions in their State. Their Trust viz BTK Educational Development Trust got the NCTE order for the Bed course in the year 2006 in the proceeding of the Regional Director, the southern Regional committee as per F.SRO/NCTE/B.Ed./2006-2007/7643 dated: 12.09.2006. Then they got affiliation order from Bharathidhasan University, Tiruchirappalli. They started the B.Ed. course in their own Building. Again, they got the NCTE order for M.Ed. Course in the year 2008, In the proceeding of the Regional Director, Southern Regional Committee as per F.SRO/NCTE/M.Ed./2006-2007/15503 dated: 03.03.2008. Then it was affiliated to TNTEU, Chennai. Both B.Ed. & M.Ed. courses are running in the same campus in its own Building, BTK Education Development trust totally having 10.69 acres of land. Out of 10.69 acres of land 2.62 ½ acres of land were allotted to the BTK College of Education (B.Ed. & M.Ed. Course) as per the Resolution, Passed by the Trust members on 10.12.2012. Part of Land from that 30 feet Public Road is Formed and Donoted and Executed in Favour of Governor of Tamil Nadu. The Public Road is Common for all the institutions and separated Compound is made for each institution run by the Management. The survey Numbers and Building are one and same as mentioned in the application made for NCTE in the Year of 2005. Now Notarized Copy of the Resolution in English version is enclosed for your verification. Therefore, they have submitted Notarized copy of Two sales Deeds only for B.Ed. & M.Ed. course. dated: 24.02.2005 and 09.03.2005 measuring 2.62 ½ acres of land for this Land Use and Continuity Certificate for the above 2.62 ½ acres of land are now submitting herewith for verification. As per the NCTE Norms and Regulation of 2009, a Minimum of 10Sq.Ft is required per student for Bed course and

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also the TNTEU restrict the maximum number of students admitted for a pedagogical subject is 25 students, The latest Norms and Regulation of NCTE 2014, has not mentioned the size of class room and Multipurpose Hall for B.Ed. course, but for M.Ed. course for an intake of 50 students there shall be a provision for at least two classrooms having the capacity of not less than 50 Sq.m and three small Rooms of size having the capacity of 30 Sq.m We are having the above mentioned Rooms as per NCTE Norms. In addition to that we are having one Multipurpose Hall having the capacity for 200 students as accommodation and one more seminar Hall has the capacity for 150 students. We are running the courses B.Ed. & M.Ed. successfully nearly for the past 12 years. Our college (B.Ed. & M.Ed. course) is also accredited with B Grade by NAAC. With the above-mentioned accommodation is insufficient for the above courses, we are ready to provide required facility for the same. We had submitted a notarized copy of Xerox copies of the Site Plan which is approved in regional language by the President, Viralimalai. Now we are submitting here with the English version of the plan approved. We have already submitted notarized copy of Xerox copies of the Land Use Certificate for 10.69 acres of Land under the Management of BTK Educational Development Trust. But now we are allotted 2.62 ½ acres Land for BTK College Education (B.Ed. & M.Ed.) as per the Resolution Passed by the Trust members on 10.12.2012. Therefore, we are submitting herewith the Notarized copy of the Land use certificate in proper Format of the State Government for B.Ed. & M.Ed. course for 2.62 ½ acres of land. Notarized copy of the Resolution in English version is enclosed for your Verification. We have submitted Notarized copy of Non-Encumbrance Certificate in regional Language. Now we are submitting herewith the Notarized copy of the English version of Non-Encumbrance Certificate for verification. Our College was started in Year 2006 and it is one of the oldest institutions in Our State and it also a First Batch in B.Ed. Course in Tamil Nadu. We appointed Qualified Staff for both B.Ed. & M.Ed. Courses as per NCTE Norms we have submitted proposal for Qualification approval for both B.Ed. & M.Ed. Courses to the Registrar TNTEU, Chennai in the year 2010 but Qualification approval was received only after seven years in 2017. It is not a fault on the part of the management and the Tamil Nadu Teacher Education University make unnecessary delay for Granting Qualification approval for our Staff members both B.Ed. & M.Ed.



Courses. We are having sufficient number of faculty members for both B. Ed. & M.Ed. Course as per NCTE Norms. Now we have got staff Approval for Twelve faculty members for B.Ed. course from the Registrar, TNTEU, Chennai. The remaining three faculty members we have submitted proposal for approval and it is still pending in the TNTEU, Chennai. We got approval for seven faculty members for M.Ed. course from the Registrar, TNTEU, Chennai. The remaining three faculty members we have submitted proposal for approval and it is still pending in the TNTEU, Chennai. Now we approached the Registrar, TNTEU, Chennai. In order to get the signature in the Proforma of faculty members for both B.Ed. & M.Ed. courses and in turn to be submitted to NCTE. But the Registrar, refused to Signature in the Proforma mentioning that once Qualification approval was given it is not necessary to Sign in the Proforma. We have submitted copy of Staff approved already sent to NCTE. But now Staff approved copy of both B.Ed. & M.Ed. courses is enclosed for your Verification. We are submitting herewith the website details of the Institution as Per NCTE guidelines enclosed by screen Shot.”

AND WHEREAS the appellant has made a host of submissions in support of availability of physical infrastructure. At the same time, he has admitted insufficiency of teaching faculty required as per the Norms and Standards for B.Ed. course, laid down in Appendix – 4 to the NCTE Regulations, 2014. To be specific, as per the Norms and Standards, for an intake of two basic units of 50 i.e. 100 in B.Ed. there shall be 16 full time faculty members. According to the appellant's own admission, only 12 faculty members have been approved by the Registrar, TNTEU, that too in August, 2017. The faculty strength has been prescribed for ensuring quality in teacher education. The NCTE Regulation have not provided for any relaxation in respect of strength of teaching faculty. In these circumstances, the Committee concluded that the appeal deserved to be rejected on the ground that the institution does not have the teaching faculty for conducting B.Ed. course as per the NCTE Regulation and therefore, the order of the SRC confirmed.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records, the Committee concluded that the SRC was justified in

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withdrawing recognition. The appeal deserved to be rejected and the order of the SRC is confirmed.

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

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Chairman, B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, 216/2, 216/5A3, 216/5A 1A, 216/5A 4, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu – 621316.
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.



F.No.89-261/E-170469/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu dated 20/05/2020 is against the Order No. SRO/NCTE/APSO5104/M.Ed./TN/2020/15518 dated 27.02.2020 of the Southern Regional Committee, withdrawing recognition for conducting for M.Ed. Course on the grounds that "the institution has submitted notarized copy of xerox copy of Sale Deed dt. 24.02.2005. The LUC in respect of total 22 S. No. (10.69 Acres) has been submitted but land documents submitted only in respect of 8 S. No. Further, there are difference in Survey number of LUC with land continuity certificate. The size of classrooms and Multi-Purpose Hall are less than the requirement of NCTE Regulations. The institution has submitted notarized copy of xerox copy of site plan which is also approved in regional language. The institution has submitted notarized copy of xerox copy of Land Usage Certificate. Further the LUC is not in proper format of State Govt. The institution has submitted notarized copy of xerox copy of NEC dt. 26.08.2019 but in regional language also the same is not legible. The faculty is not sufficient for both courses as per NCTE, Regulations. Further, the signature of the Registrar, TNTEU are not available on the last pages of proforma of faculty for both courses. All pages of proforma are xerox copy and last pages are signed by correspondent of institute originally without signature of Registrar. The institution has not submitted website details of the institution as per NCTE guidelines."

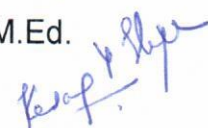
AND WHEREAS the appellant filed a W.P. No. 10747 of 2020 and W.P. No. 13061 of 2020 before the Hon'ble High Court of Judicature at Madras for directing the NCTE (first respondent) to dispose of the statutory appeal dt. 20/05/2020 within a time frame fixed by the Hon'ble Court. The Hon'ble High Court, in their order dt. 17/08/2020,

[Handwritten signature]

AND WHEREAS Sh. B.T. Arasakumar, Chairman and Sh. Kannan, Trustee, B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu presented the case of the appellant institution on 01/12/2020. In the appeal and during personal presentation it was submitted that their College was started in Year 2006 and it is one of the oldest institutions in their State. Their Trust viz BTK Educational Development Trust got the NCTE order for the Bed course in the year 2006 in the proceeding of the Regional Director, the southern Regional committee as per F.SRO/NCTE/B.Ed./2006-2007/7643 dated: 12.09.2006. Then they got affiliation order from Bharathidhasan University, Tiruchirappalli. We started the B.Ed. course in their own Building. Again they got the NCTE order for M.Ed. Course in the year 2008, In the proceeding of the Regional Director, Southern Regional Committee as per F.SRO/NCTE/M.Ed./2006-2007/15503 dated: 03.03.2008. Then it was affiliated to TNTEU, Chennai. Both B.Ed. & M.Ed. courses are running in the same campus in its own Building, BTK Education Development trust totally having 10.69 acres of land. Out of 10.69 acres of land 2.62 ½ acres of land were allotted to the BTK College of Education (B.Ed. & M.Ed. Course) as per the Resolution, Passed by the Trust members on 10.12.2012. Part of Land from that 30 feet Public Road is Formed and Donoted and Executed in Favour of Governor of Tamil Nadu. The Public Road is Common for all the institutions and separated Compound is made for each institution run by the Management. The survey Numbers and Building are one and same as mentioned in the application made for NCTE in the Year of 2005. Now Notarized Copy of the Resolution in English version is enclosed for your verification. Therefore, they have submitted Notarized copy of Two sales Deeds only for B.Ed. & M.Ed. course. dated: 24.02.2005 and 09.03.2005 measuring 2.62 ½ acres of land for this Land Use and Continuity Certificate for the above 2.62 ½ acres of land are now submitting herewith for verification. As per the NCTE Norms and Regulation of 2009, a Minimum of 10Sq.Ft is required per student for Bed course and

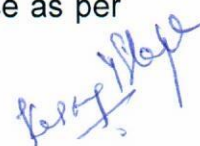
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loss of life

also the TNTEU restrict the maximum number of students admitted for a pedagogical subject is 25 students, The latest Norms and Regulation of NCTE 2014, has not mentioned the size of class room and Multipurpose Hall for B.Ed. course, but for M.Ed. course for an intake of 50 students there shall be a provision for at least two classrooms having the Capacity of not less than 50 Sq.m and three small Rooms of size having the capacity of 30 Sq.m We are having the above mentioned Rooms as per NCTE Norms. In addition to that we are having one Multipurpose Hall having the capacity for 200 students as accommodation and one more seminar Hall has the capacity for 150 students. We are running the courses B.Ed. & M.Ed. successfully nearly for the past 12 years. Our college (B.Ed. & M.Ed. course) is also accredited with B Grade by NAAC. With the above-mentioned accommodation is insufficient for the above courses, we are ready to provide required facility for the same. We had submitted a notarized copy of Xerox copies of the Site Plan which is approved in regional language by the President, Viralimalai. Now we are submitting here with the English version of the plan approved. We have already submitted notarized copy of Xerox copies of the Land Use Certificate for 10.69 acres of Land under the Management of BTK Educational Development Trust. But now we are allotted 2.62 ½ acres Land for BTK College Education (B.Ed. & M.Ed.) as per the Resolution Passed by the Trust members on 10.12.2012. Therefore, we are submitting herewith the Notarized copy of the Land use certificate in proper Format of the State Government for B.Ed. & M.Ed. course for 2.62 ½ acres of land. Notarized copy of the Resolution in English version is enclosed for your Verification. We have submitted Notarized copy of Non-Encumbrance Certificate in regional Language. Now we are submitting herewith the Notarized copy of the English version of Non-Encumbrance Certificate for verification. Our College was started in Year 2006 and it is one of the oldest institutions in Our State and it also a First Batch in B.Ed. Course in Tamil Nadu. We appointed Qualified Staff for both B.Ed. & M.Ed. Courses as per NCTE Norms we have submitted proposal for Qualification approval for both B.Ed. & M.Ed. Courses to the Registrar TNTEU, Chennai in the year 2010 but Qualification approval was received only after seven years in 2017. It is not a fault on the part of the management and the Tamil Nadu Teacher Education University make unnecessary delay for Granting Qualification approval for our Staff members both B.Ed. & M.Ed.



Courses. We are having sufficient number of faculty members for both B. Ed. & M.Ed. Course as per NCTE Norms. Now we have got staff Approval for Twelve faculty members for B.Ed. course from the Registrar, TNTEU, Chennai. The remaining three faculty members we have submitted proposal for approval and it is still pending in the TNTEU, Chennai. We got approval for seven faculty members for M.Ed. course from the Registrar, TNTEU, Chennai. The remaining three faculty members we have submitted proposal for approval and it is still pending in the TNTEU, Chennai. Now we approached the Registrar, TNTEU, Chennai. In order to get the signature in the Proforma of faculty members for both B.Ed. & M.Ed. courses and in turn to be submitted to NCTE. But the Registrar, refused to Signature in the Proforma mentioning that once Qualification approval was given it is not necessary to Sign in the Proforma. We have submitted copy of Staff approved already sent to NCTE. But now Staff approved copy of both B.Ed. & M.Ed. courses is enclosed for your Verification. We are submitting herewith the website details of the Institution as Per NCTE guidelines enclosed by screen Shot.”

AND WHEREAS the appellant has made a host of submission in support of availability of physical infrastructure. At the same time, he has admitted insufficiency of teaching staff required, as per Norms and Standards for M.Ed. course laid down in Appendix – 5 to the NCTE Regulation, 2014. To be specific, as per the Norms and Standards for an intake of 50 students per unit in M.Ed. course, the faculty required is two Professors, two Associate Professors and six Assistant Professors. According to appellant's own admission only seven faculty members have been approved by the Registrar, TNTEU, that too in August, 2017. The faculty strength has been prescribed for ensuring quality in teacher education. The NCTE Regulation, 2014 have not provided for any relaxation in respect of strength teaching faculty. In these circumstances, the Committee concluded that the appeal deserved to be rejected on the ground that the institution does not have the teaching faculty for M.Ed. course as per the NCTE Regulation, 2014 and therefore, the order of the SRC confirmed.



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

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

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



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Chairman, B.T.K. B.Ed. College of Education, Manapparai Road, Opp. EB Office, Viralimalai, 216/2, 216/5A3, 216/5A1A, 216/5A4, Viralimalai, Manapparai Road, Pudukkottai, Tamilnadu – 621316.
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.



F.No.89-404/E-138490/2019 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Central University of Punjab, Mansa Road, Bhatinda, Punjab dated 03/09/2019 is against the Order No. NRC/NCTE/NRCAPP-10998/303rd Meeting/2019/205260 dated 01/08/2019 of the Northern Regional Committee, refusing recognition for conducting for B.P.Ed. Course on the grounds that "the institution has not submitted the reply of SCN issued on 27.12.2018. Hence, the Committee decided that the application is rejected, and permission is refused u/s 15(3)(b) of the NCTE Act, 1993. FDRs, if any, be returned to the institution."

AND WHEREAS Prof. S.K. Bawa, Professor & Head and Dr. S. Pany, Representative, Central University of Punjab, Mansa Road, Bhatinda, Punjab presented the case of the appellant institution on 26/11/2019, 04/09/2020 and 04/02/2020. In the appeal and during personal presentation it was submitted that "We got seven posts vide letter No. F.No.1-1/2013(CU)VOL-XVII Dt. 06-03-2019 from UGC now. And, we fulfill the conditions of NCTE. We request you to kindly give us the opportunity to send you the details and get recognition to start the programme. We have already recruited guest faculty and advertisement has been published for regular faculty. The process for recruitment is already going on." Appellant during the course of appeal hearing on 26/11/2019 and 04/02/2020 submitted written requests seeking another opportunity to make required submissions. Appeal Committee as per extant appeal rules decided to grant another (final) opportunity to the appellant to present its case before the Appellate Authority.

AND WHEREAS Appeal Committee noted that Letter of Intent (L.O.I.) was issued to appellant University on 16/02/2016 seeking compliance within a period of 2 months. Show Cause Notice dated 06/02/2017 was issued to appellant University on grounds of

Deepa Bawa

not submitting reply to L.O.I. After considering reply to S.C.N., N.R.C. issued refusal order dated 01/08/2019. Appeal Committee noted that appellant University, despite being given 4 opportunities in the appeal proceedings have failed to submit evidence of having selected the adequate number of faculty. Appellant also did not appear before Appellate Authority on 01/12/2020 i.e. day it was asked to present its case before Appeal Committee. Appeal Committee, therefore, decided to confirm the impugned refusal order dated 01/08/2019.

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

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

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


(Mrs. Kesang Yangzom Sherpa)
 Member Secretary

1. The Registrar, Central University of Punjab, 1101, Mansa Road, Bhatinda, Punjab – 151001.
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 Punjab, Chandigarh.



F.No.89-466/E-142479/2019 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of URA Academy, PO – Kohima, Mission Road, Kohima District, Kohima, Nagaland dated 31/10/2019 is against the Order No. ER-274.14.68/(ERCAPP1206)/B.Ed./2019/61140 dated 05.08.2019 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that “1st show cause notice u/s 17(1) issued on 20.04.2018. Final show cause notice issued dated 18.05.2019 and the institution is still deficient on the following ground:- Faculty list is not signed and approved by concerned affiliating body. Recognition granted to B.Ed. course is withdrawn under section 17(1) of NCTE Act, 1993 from the academic session 2020-2021.”

AND WHEREAS Prof. D. Kuolie, Secretary, URA Academy, PO – Kohima, Mission Road, Kohima District, Kohima, Nagaland presented the case of the appellant institution on 31/01/2020. During personal presentation appellant sought another opportunity to present its case before Appeal Committee. Appeal Committee as per extant appeal rules decided to grant another (second) opportunity to present its case before the Appellate Authority. Appellant institution was issued Notice dated 17/08/2020 for appeal hearing on 04/09/2020. Nobody from appellant institution appeared before Appeal Committee on 04/09/2020. Appeal Committee as per extant appeal rules decided to grant third and final opportunity to the appellant for making personal presentation / online presentation before Appellate Authority.

AND WHEREAS Nobody from the appellant institution appeared before Appeal Committee to present the case. Online link was also sent to appellant institution in case the institution desired to present its case through online mode. There was no response.

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AND WHEREAS Appeal Committee noted that appellant institution in its appeal memoranda had submitted that "The affiliating body (Nagaland University) shows that the faculty list has been signed and approved and sent to ERC, NCTE." Appeal Committee noted that onus lies on the appellant institution to submit approved list of faculty to ERC, NCTE as and when it is demanded. Appellant institution has failed to submit the required list of faculty signed and approved by affiliating University despite two Show Cause Notices and three opportunities given to appellant institution in the appeal consideration process. Appeal Committee, therefore, decided to confirm the withdrawal order.

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

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

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary General, URA Academy, 1453, D-Block PO – Kohima, Mission Road, Kohima District, Kohima, Nagaland – 797001.
2. The Secretary, Ministry of Education, 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 Nagaland, Kohima.



F.No.89-476/E-144092/2019 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Jai Durga Bhavani Krida Mandal, Pachora Road, Shirsoli, Jalgaon, Maharashtra dated 22/11/2019 is against the Order No. WRC/APW06806/123839/311th/2019/206695 dated 11.10.2019 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the Show Cause Notice was issued to the institution vide letter dated 09.12.2016. The summary of the case submitted reveals that the institution has not submitted reply of the Show Cause Notice. Hence, the Committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. programme with effect from the end of the academic session next following the date of communication of the said order."

AND WHEREAS Sh. Lalit Bhagwat Dhande, Secretary and Sh. Pradeep Suresh Mahajan, Representative, Jai Durga Bhavani Krida Mandal, Pachora Road, Shirsoli, Jalgaon, Maharashtra presented the case of the appellant institution on 31/01/2020. In the appeal and during personal presentation it was submitted that "As per show cause notice dated 09/12/2016 it was mentioned that one year annual intake 100 student (50X2- Two basic unit). But as per show cause notice 09/12/2016 not given answer from us but we had given answer by post to Regional Director, NCTE, Bhopal outward No – 167/2017 dated 03/01/2017 from RM.No-361254205 Now we are saying that in your show cause notice mentioned that two units of (50X2) 50 student each now but we convey that corresponded every time only one basic unit of (50X1) 50 student each of one year basic unit. We have already informed on 22/12/2015 that we need only one unit (50X1). Our institution provided land & building & built up area & all other facility & infrastructure for one unit, Now we again say that we demand one unit (50X1) of 50 student."

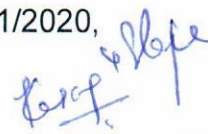
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AND WHEREAS appellant during the course of appeal hearing on 31/01/2020 submitted a written request seeking another opportunity to be heard. Appeal Committee, as per extant appeal rules decided to grant another (second) opportunity to the appellant institution. Appellant institution was issued notice dated 17/08/2020 to present its case on 04/09/2020 but nobody from the appellant institution appeared before Appellate Authority. Appeal Committee, as per extant appeal rules, decided to give third (final) opportunity to the appellant to present its case failing which the case will be decided ex-parte.

AND WHEREAS Appeal Committee noted that appellant institution was issued notice dated 25/11/2020 to present its case online on 01/12/2020 but nobody from appellant institution was available when efforts were made to get the appellant online from 15:10 to 15:20 PM on 01/12/2020. Appeal Committee decided to consider the case exparte.

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 11/10/2019 was issued by WRC on the ground that appellant institution had not submitted reply to Show Cause Notice 09/12/2016 which was issued for seeking compliance to the terms and conditions of the revised recognition order dated 31/05/2015. Appeal Committee noted that appellant by its written submission stated that it had requested by its letter dated 22/12/2015 for reduction in the intake from 100 seats to 50 seats.

AND WHEREAS Appeal Committee noted that above quoted letter of appellant is not found available on the regulatory file. Even if the appellant institution had applied for reduction in intake in December, 2015 it was necessary on its part to have complied with other terms and conditions of the revised recognition order and also to have responded to the Show Cause Notice dated 09/12/2016. There is no list of approved faculty found available on the regulatory file even for one unit. Appellant was extended three opportunities to present its case before Appellate Authority on 31/01/2020,



04/09/2020 and 01/12/2020 but appellant failed to avail the opportunity for showing evidence to support his contentions. Appeal Committee, therefore, decided to confirm the impugned order of withdrawal dated 11/12/2019 issued by WRC.

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

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

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

(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Principal, Jai Durga Bhavani Krida Mandal, Shirsoli, Pachora Road, Shirsoli, Jalgaon, Maharashtra – 425002.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-501/E-146965/2019 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Jay Bajrang Pratishtan, Alephata, Behind Shubham Tarangan, Junner, Pune, Maharashtra dated 08/12/2019 is against the Order No. WRC/APW06257/123778/311th 2019/206778 dated 11.10.2019 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the Show Cause Notice was issued to the institution vide letter dated 28.03.2017. The summary of the case submitted reveals that the institution has not submitted reply of the Show Cause Notice. Hence, the Committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. programme with effect from the end of the academic session next following the date of communication of the said order."

AND WHEREAS Sh. Rahul, Secretary, Jay Bajrang Pratishtan, Alephata, Behind Shubham Tarangan, Junner, Pune, Maharashtra presented the case of the appellant institution on 24/02/2020. In the appeal and during personal presentation it was submitted that they have adequate and Pune University approved staff. The documents with duly notarized land title certificate and Non-Encumbrance Certificate have been submitted at the time of application. The appellant, in a letter dt. 24/02/2020, requested another opportunity. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

AND WHEREAS Appeal Committee noted that no one from the appellant institution appeared before Appellate Authority on 07/09/2020 on 01/12/2020. Appeal Committee, as per extant appeal rules, decided to consider the case exparte.

AND WHEREAS Appeal Committee noted that impugned order of withdrawal dated 11/10/2019 is on the ground that appellant had not submitted reply to Show Cause Notice (SCN) dated 28/03/2017 and appellant in its appeal memoranda did not contest this point. Appeal Committee noted that SCN dated 28/03/2017 was issued seeking from the appellant institution, (i) Staff profile approved by affiliating University, (ii) C.L.U., (iii) Non-Encumbrance Certificate, (iv) Building Plan, and (v) Building Completion Certificate.

AND WHEREAS Appeal Committee noted that appellant in its appeal memoranda stated that it had adequate approved staff and required documents were submitted at the time of application.

AND WHEREAS Appeal Committee note that revised recognition order dated 30/05/2015 was for an intake of 2 units of B.Ed. programme subject to compliance of the terms and conditions of Appendix 4 of NCTE Regulation, 2014. Appellant was thus required to possess faculty consisting of one Principal and 15 Assistant Professors. The built up area as required under the revised norms in 2000 sq. meters and appellant institution was required to add on to the basic infrastructure also.

AND WHEREAS Appeal Committee noted that the list of faculty submitted by appellant does not indicate adequate number of faculty nor the list is countersigned by affiliating University. Building Completion Certificate (B.C.C.) submitted by appellant is neither in the format prescribed by NCTE nor the institution has adequate built up area which as per revised norms should atleast be 2000 sq. meters.

AND WHEREAS Appeal Committee after extending three opportunities to the appellant to present its case, decided to confirm the impugned order of withdrawal dated 11/10/2019.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records, the Committee concluded that the WRC was justified

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in withdrawing recognition. The appeal deserved to be rejected and the order of the WRC is confirmed.

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

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



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Jay Bajrang Pratishthan, Alephata, Behind Shubham Tarangan, Junner, Pune, Maharashtra – 412411.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.



F.No.89-152/E-161671/2020 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Shri Faiyaz Husain P.G. College, Rafat Nagar, Sainthra, Nidhaulikalan, Nidhauri Jalesar Road, Etah, Uttar Pradesh dated 08/08/2020 is against the Order No. NRC/NCTE/UP-592/313th Meeting/2019/208532 dated 10.07.2020 of the Northern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "as per SOP, two SCN's u/s 17 have already been issued. Therefore, the recognition of the institution may be withdrawn as enough opportunities have been given to the institution."

AND WHEREAS Shri Faiyaz Husain P.G. College, Rafat Nagar, Sainthra, Nidhaulikalan, Nidhauri Jalesar Road, Etah, Uttar Pradesh presented the case of the appellant institution on 07/09/2020. In the appeal and during personal presentation it was submitted that the NRC conducted 301st meeting on 9th to 11th may 2019. The withdrawal order states that the case of Shri Faiyaz Husain P.G. College, Nidhauri Kalan, Etah UP has been considered in that meeting and show cause notice decided. A complete set of minutes of 301st meeting will be produced at the time of hearing as a material proof, which will prove that NRC had not considered the case of Shri Faiyaz Husain P.G. College during the course of 301st meeting. (further details are attached on separate sheet and are being uploaded with the appeal).

AND WHEREAS the appellant, in the course of presentation, submitted a letter requesting for another opportunity to present their case. The Committee acceded to the request and decided to give the appellant another opportunity i.e. the second opportunity to present their case.

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AND WHEREAS Dr. Jitendra Chauhan, Director and Sh. Haripal Singh, Admin. Officer, Shri Faiyaz Husain P.G. College, Rafat Nagar, Sainthra, Nidhaulikalan, Nidhauli Jalesar Road, Etah, Uttar Pradesh presented the case of the appellant institution on 01/12/2020 i.e. the second opportunity granted to them. The appellant, in their letter dated 12/10/2020, stated that the second Show Cause Notice dated 26/12/2019 was issued in the name of R.B.P.G. College, Agra and posted to the appellant college. In this letter the appellant also pointed out that the number of units has been mentioned as four, whereas, as per revised recognition, they are having only one unit of 50. The appellant enclosed a copy of the letter dt. 05/11/2019 from the Registrar, Dr. Bhimrao Ambedkar University, Agra, approving their faculty for B.Ed. course and also a copy of the statement showing the details of faculty. The appellant also submitted a copy of the Bank statement issued by Canara Bank, Nidhauli Kalan showing disbursements during the period March – September, 2020.


AND WHEREAS the Committee, noting that the deficiencies pointed out in the two show cause notices primarily related to faculty approval and bank statements and the appellant has furnished information on these two points, concluded that the matter deserved to be remanded to the NRC with a direction to consider the documents submitted in the appeal, to be sent to them by the appellant and take further action as per the NCTE Regulation, 2014. The appellant is directed to forward to the NRC, the above documents submitted in appeal, with originals thereof, wherever necessary and also furnish clarification to them regarding maintenance of website details, 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 NRC with a direction to consider the documents submitted in the appeal, to be sent to them by the appellant and take further action as per the NCTE Regulation, 2014. The appellant is directed to forward to the NRC, the above documents submitted in appeal, with originals thereof, wherever necessary and also furnish clarification to them regarding maintenance of website details, within 15 days of receipt of orders on the appeal.



NOW THEREFORE, the Council hereby remands back the case of Shri Faiyaz Husain P.G. College, Rafat Nagar, Sainthra, Nidhaulikalan, Nidhauli Jalesar Road, Etah, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

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



(Mrs. Kesang Yangzom Sherpa)
Member Secretary

1. The Secretary, Shri Faiyaz Husain P.G. College, Rafat Nagar, Sainthra, Nidhaulikalan, Nidhauli Jalesar Road, Etah, Uttar Pradesh – 207122.
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-394/E-4839/2017 Appeal/28th Mtg.-2020/1st December, 2020

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date: 15/12/2020

ORDER

WHEREAS the appeal of Hill Queen College of Education, Sadar Circle, Arunachal Pradesh dated 16/05/2017 against the order No. NCTE/ERC/ERCAPP-201646187/B.Ed./AR/2017-18/4 dated 24/04/2017 of the Eastern Regional Committee refusing recognition for conducting B.Ed. course on the grounds that (i) the applicant who submitted single application for B.Ed. course comes under the category of standalone institution; and (ii) the institution has not submitted the building plan duly approved by the Government Engineer/Authority, was rejected and the order of the ERC was confirmed only on the ground that the appellant is not a composite institution and is only a standalone institution vide Appellate order no. 89-394/E-4839/2017 Appeal/17th Meeting – 2018/27th, 28th & 29th August, 2018 dt. 22/10/2018.

AND WHEREAS the appellant, aggrieved by the Appellate order dt. 22/10/2018, filed a W.P. (C) 411/2019 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court, in their order dt. 21/01/2020, noting from the order of the Appellate Authority that what survived for consideration in appeal was whether or not the petitioner was running a composite course, the other deficiencies having been overcome/cured and the submission of the Counsel for petitioner that the petitioner in fact commenced the composite course, set aside the impugned order and remanded the matter to the Appeal Committee for a fresh consideration. The Hon'ble High Court also ordered that the Appeal Committee will reconsider the matter and after hearing the authorised representation of the position will pass a speaking order.

AND WHEREAS in compliance with the orders of the Hon'ble High Court, Hill Queen College of Education was asked to present their case on two occasions i.e. on 29/07/2020 and 22/10/2020 but none from the institution appeared on both the occasions.

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The Committee decided to give the appellant one more opportunity i.e. the third and final opportunity to present their case.


AND WHEREAS Sh. Padi Richi, Representative, Hill Queen College of Education, Sadar Circle, Arunachal Pradesh presented the case of the appellant institution on the third and final opportunity granted to them. The appellant, with their letter dt. 02/12/2020 submitted several documents. These include (i) a copy of Rajiv Gandhi University's Notification No. AC/2008/Vol -II dt. 25/06/2018 (with endorsement dated 06/07/2018) granting temporary affiliation to Hill Queen College of Education for offering B.A. course from the academic session 2018-19 subject to change of nomenclature as Hill Queen College, Ziro; and (ii) a copy of Rajiv Gandhi University's Notification No. AC-1630/HQ/B.Ed. – College/Z/16 dt. 28/06/2019 (with endorsement dated 25/07/2019) renewing temporary affiliation to the college for a period of one year. According to this Notification permanent affiliation shall be granted after completion of atleast five years of satisfactory performance.

AND WHEREAS the Committee, noting that the appellant, having obtained from Rajiv Gandhi University affiliation for running B.A. course, has become qualified as a composite institution to offer B.Ed. course, meeting the requirements of NCTE Regulation, 2014, concluded that the matter deserved to be remanded to the ERC with a direction to take further action on the application of the institution as per the NCTE Regulation, 2014. The appellant is directed to forward to the ERC the two notifications of Rajiv Gandhi University as well as other requisite documents 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 ERC with a direction to take further action on the application of the institution as per the NCTE Regulation, 2014. The appellant is directed to forward to the ERC the two notifications of Rajiv Gandhi University as well as other requisite documents within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Hill Queen College of Education, Sadar Circle, Arunachal Pradesh to the ERC, 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, Hill Queen College of Education, Hapoli Main Road, Near ITBP Ziro 1 Sadar Circle, Arunachal Pradesh – 791120.
2. The Secretary, Ministry of Education, 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 Arunachal Pradesh, Itanagar.