



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
**File No. 89-173/E-317538/2023 Appeal/13th Meeting, 2023**  
**APPLSRC202314673****

Gnana Saraswathi College of Education, 48, Banaganapalle, Pendekanti Nagar, Opp. APSRTC Bus Stand, Kurnool, Andhra Pradesh-518124	<b><u>Vs</u></b>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Nossam Mallikarjuna Reddy, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, SRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUND OF WITHDRAWAL**

The appeal of **Gnana Saraswathi College of Education, 48, Banaganapalle, Pendekanti Nagar, Opp. APSRTC Bus Stand, Kurnool, Andhra Pradesh-518124** dated 06.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.SRO/NCTE/APSO7668/B.Ed./AP/2019/106739-6744** dated 10.07.2019 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The Committee decided to withdraw the recognition granted to Gnana Saraswathi College of Education, No. 1-67-25, Pendekanti Nagar, Banaganapalle, Kurnool District-518124, Andhra Pradesh for conducting B.Ed. course w.e.f. the academic session 2019-20 under clause 17(1) of NCTE Act, 1993 due to non-submission of reply against the Show Cause Notice was issued on 12.10.2018. The Management is not willing to provide required information sought for issuing continuation of recognition order. In view of the reluctant and non-seriousness of the management, the Committee decided to withdraw the recognition for B.Ed. Course."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Nossam Mallikarjuna Reddy, Secretary of Gnana Saraswathi College of Education, 48, Banaganapalle, Pendekanti Nagar, Opp. APSRTC Bus Stand, Kurnool, Andhra Pradesh-518124** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "1. That the SRC in its 376th meeting held on 11th to 12th June, 2019 has arbitrary withdrawn recognition of our institution for conducting the B.Ed. course, wrongly observing deficiencies which were not existed in our institution. A copy of relevant minutes of 376th meeting of SRC held on 11th to 12th June, 2019 is enclosed as Enclosure 1. 2. That in order to appreciate various contentions and averments being raised hereinafter, it is necessary to state the following few relevant facts in brief. 3. That SRC vide its order dated 26.06.2007 granted recognition to the appellant institution for running the B.Ed. course in the appellant institution. Thereafter, after new NCTE Regulations, 2014, SRC issued a revised recognition order on 06.05.2015 to our institution for running the B.Ed. course. A copy of orders of recognition dated 26.06.2007 & 06.05.2015 are



enclosed as Enclosure 2A & 2B 4. That subsequently, our institution submitted its compliance to the revised recognition order and was functioning successfully and uninterrupted. However, SRC issued the show cause notice dated 12.10.2018, wrongly observed that our institution has not responded adequately, to the revised recognition order. A copy of show cause notice dated 12.10.2018 of SRC is enclosed as Enclosure 3 5. That, accordingly, the appellant institution vide its letter dated 23.10.2018 informed regarding its compliance already made and again submitted approved faculty list, BCC, Affidavit, LUC, NEC & Building Plan, as reply to the show cause notice dated 12.10.2018. A copy of reply letter dated 23.10.2018, courier receipt, approved faculty list, BCC, Affidavit, LUC, NEC & Building Plan are enclosed as Enclosure 4A to 4H 6. That however, the SRC in its 376th meeting held on 11th to 12th June, 2019, considered the matter of appellant and decided to withdraw recognition of our institution wrongly observing that management is not willing to provide relevant information. 7. That being aggrieved, we filed WP (C) No.7445/2019 before Hon. Delhi High Court, which was finally listed on 25.04.2023, when the said Hon. Court disposed of the same directing the appellant institution to prefer its statutory appeal before the appeal committee of NCTE u/s 18 of the NCTE Act, 1993. A copy of order dated 25.04.2023 of the Hon. High Court, is enclosed as Enclosure 5A to 5C 8. That so far as the decision taken by the SRC in its 376th meeting is concerned, it is submitted that SRC is wrong in taking a decision of withdrawal of appellant institution as no 2nd show cause notice, prior to withdrawal of our institution, was issued by the SRC to our institution in terms of SOP notified by the NCTE in 2019 is enclosed as Enclosure 6 9. That it is submitted that no 2nd show cause notice, in terms of 2nd proviso to section 17 of the NCTE Act, 1993, was ever issued to the appellant institution granting another opportunity to appellant institution to clarify its stand in the matter. Thus, the decision of withdrawal as taken by the SRC is not as per law and also against the principle of natural justice. 10. That it is submitted that ground taken by SRC for withdrawal is itself wrong, as the appellant institution had submitted its reply to SRC to the show cause notice dated 12.10.2018, however, SRC did not go through the appellant's file thoroughly. 11. That alongwith its reply dated 23.10.2018, appellant institution had submitted all the documents / information, as was sought by the SRC vide the show cause notice dated 12.10.2018. However, the SRC failed to look into the reply of the appellant. 12. That it is submitted that appellant institution is running since the year 2007 and it does not lack any of the infrastructural or instructional facilities required as per the NCTE norms and the SRC itself have issued the recognition / revised recognition order to the appellant institution for B.Ed. course. 13. That it is submitted that if SRC was not satisfied with the document, it should have conducted expert inspection of the appellant institution verifying as to



whether the institution is adhering with norms of NCTE or not. 14. That accordingly, appellant institution has preferred its online appeal dated 06.09.2023 under section 18 of NCTE Act, 1993. As per procedure, Appellant institution is submitted herewith the hardcopy of online appeal. A copy of the online appeal of the appellant institution is enclosed as Enclosure 7 15. That it is submitted that in order to pacify the appeal committee, the appellant institution is also enclosing with its appeal, the documents which were asked by the SRC and submitted by the appellant institution. 16. That it is submitted that thus, the decision of withdrawal as taken by the SRC in its 376th meeting held on 11th to 12th June, 2019 is not maintainable and the appeal committee is requested to revert the decision taken by SRC with further direction to SRC to restore the recognition of appellant institution thereby granting an opportunity to the appellant institution to submit documents desired by the SRC.”

### **III. OUTCOME OF THE CASE**

**The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.**

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 26.06.2007. Thereafter, on promulgation of NCTE Regulations, 2014 the institution has submitted affidavit dt. 19.01.2015 for its willingness for adherence of provisions of new Regulations. A revised provisional recognition order was issued to the institution on dt. 06.05.2015 for conducting B.Ed. course of two years duration with an annual intake of 100 (Two basic units) from the academic session 2015-16. The recognition of the institution for B.Ed. programme was withdrawn by the SRC vide order dated 10.07.2019.

The Appeal Committee further noted that the petitioner institution has filed a **W.P.(C) 7445/2023** before the Hon'ble High Court of Delhi at New Delhi titled **Gnana Saraswathi College of Education Vs NCTE** against the impugned Withdrawal Order No. **F.SRO/NCTE/APSO7668/B.Ed./AP/2019/ 106739-6744** dated **10.07.2019** issued by SRC and the Hon'ble Court vide order dated **25.04.2023** directed as under:



***"....7. In view of the aforesaid this court finds it appropriates to direct the petitioner to approach the appellate committee within a period of 30 days from today. The appeal shall be decided strictly on the basis of the merit without dismissing the same on the ground of the limitation. The interim order passed on 12.07.2019, confirmed on 25.02.2020 shall remain in force till the appeal is decided by the Appellate Committee.***

***8. With the aforesaid directions the instant petition stands disposed of.***

***9. All rights and contentions of the parties are left open."***

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+15) members dated 19.01.2023 approved by the Registrar, Rayalaseema University, Kurnool (A.P.) as per provisions of NCTE Regulation, 2014.
- (ii) A copy of land documents alongwith Land Use Certificate, Building Completion Certificate & Building Plan.
- (iii) A copy of Form 'A' alongwith copies of FDRs towards Endowment Fund & Reserve Fund.
- (iv) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.
- (v) A copy of Statement of Encumbrance on property issued by Registration and Stamps Department, Govt. of Andhra Pradesh.

The Appeal Committee further noted that the order passed by Hon'ble High Court has extended the interim order till the disposal of the Appeal. During the Appeal hearing, the institution informed that as per the Hon'ble High Court interim order dated 12.07.2019, confirmed on 25.02.2020 they were running the institution for B.Ed. programme without any discontinuation and having continuous affiliation from the concerned affiliating University. The institution also submitted a copy of latest affiliation order as proof of continuous affiliation accorded by the affiliating University i.e., Rayalaseema University.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 10.07.2019 and keeping in view, the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in W.P(C). no. 3231/2016 titled "Rambha College of Education V/s NCTE" wherein the Hon'ble

Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Southern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 10.07.2019 is set-aside as the Appellate Committee has decided to remand back the case to SRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to SRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records



available with SRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

#### **IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to SRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with SRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

#### **Copy to :-**

1. **The Principal, Gnana Saraswathi College of Education, 48, Banaganapalle, Pendekanti Nagar, Opp. APSRTC Bus Stand, Kurnool, Andhra Pradesh-518124**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh**



**IN THE NCTE APPELLATE AUTHORITY / एन सी टी ई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-6/E-286654/2023 Appeal/13th Meeting, 2023**  
**APPLSRC202314614**

Rabindranath Tagore College of Education, 215, Kummera, Chevella, Rangareddy, Telangana-501503	<b><u>Vs</u></b>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Kadar Khan, President</b>
<b>Respondent by</b>	<b>Regional Director, SRC</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023



## ORDER/आदेश

### **I. GROUND OF ORDER**

The appeal of **Rabindranath Tagore College of Education, 215, Kummera, Chevella, Rangareddy, Telangana-501503** dated 05.01.2023 filed under Section 18 of NCTE Act, 1993 is against the letter No. **F. No. SRC/NCTE/APSO0248/B.Ed./TS/2022/136713** dated 15.11.2022 of the Southern Regional Committee, for conducting B.Ed. Course on the grounds that "The Committee considered the representation alongwith documents submitted by the institution. The Committee further considered the report given by the affiliating University in which it is stated by the University that the institution was not allowed to participate in counselling for the academic session 2021-22. Taking into consideration of all documents and report given by the university, the Committee decided to confirm the withdrawal order dated 07.06.2013 issued by the SRC."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Kadar Khan, President of Rabindranath Tagore College of Education, 215, Kummera, Chevella, Rangareddy, Telangana-501503** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "Ours is the own building. All the relevant paper submitted."

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the institution was granted recognition for B.Ed. programme vide order dated 03.07.2003 with a specific mention therein that the institution has made arrangement for conducting the course in rented premises. The recognition of the institution for B.Ed. programme was withdrawn by the SRC vide order dated 07.06.2013. The SRC vide order dated 04.08.2015 issued a RPRO with a



mentioned that the recognition granted to the institution was withdrawn for not shifting and the institution has obtained "Interim Suspension" of withdrawal order from the Hon'ble High Court of Andhra Pradesh in W.P. 16789 of 2013 and the same is pending before the Hon'ble Court.

The Appeal Committee noted that the instant matter was taken up by the Appellate Committee in the 5<sup>th</sup> Meeting, 2023 held on 12.05.2023 whereby the Appeal Committee of the Council concluded that the Appeal is kept pending till the report is submitted by SRC. The operative part of the decision is as under: -

***"The Appeal Committee perused the relevant records and the documents submitted by appellant institution in the Memoranda of Appeal, documents on record and oral arguments advanced during the online hearing on 12<sup>th</sup> May 2023. The Committee noted that the recognition of the institution was withdrawn by the SRC vide order dated 7.6.2013. Further the SRC vide letter dated 15.11.2022 confirmed the withdrawal order dated 7.6.2013 on the ground that affiliating University not allowed the institution to participate in counselling for the academic session 2021-2022. The institution vide letter dated 29.3.2023 submitted that the institution is 20 years old college running successfully and due to non-verification of the documents by the NCTE this problem has arrived.***

***The Appeal Committee in the light of the submission made by the appellant Institution during on-line hearing held on 12.05.2023 pass the following orders: -***

- (i) ***Inspection under Section 13 of the NCTE Act, 1993 shall be conducted by the Southern Regional Committee (SRC), NCTE as per laid down procedure specifically verifying the following: -***
- (a) ***The infrastructure and instructional facilities available with the institution as per provisions of the NCTE Regulations, 2014***
  - (b) ***The Appellant Institution is the owner of the land and building having full possession on it, as claimed by Appellant.***
  - (c) ***Whether the building of the institution has been constructed as per National Building Code and the same is fully safe and structurally sound having load bearing capacity as per the Code/ Standards, to run the teacher training course.***
  - (d) ***Whether safeguard against fire hazard has been provided in all parts of the building***
  - (e) ***Whether the institution's campus, building, furniture etc. is barrier free/accessible.***
  - (f) ***Building Completion Certificate mentioning total Land area and built-up area***

***The Appeal Committee further directed the Southern Regional Committee (SRC), NCTE that on being receipt of the report of the Visiting Team, the same shall be examined by the SRC, and furnish a report as to whether the institution is fulfilling the norms and standards as per provisions of the NCTE Regulations or not, to enable the Appeal Committee to take appropriate decision in the matter.***



*Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to keep the matter pending until the Report is submitted by the Southern Regional Committee (SRC) as it is very necessary to ascertain whether institution is having infrastructure & instructional facilities viz-a-viz fulfilling the norms & standards as per provisions of the NCTE Regulations, 2014. Thus, it may not be advisable to remand back the case for the reasons that it will have an adverse effect on the quality of education and fate of students. The Appellant is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal. The SRC is at a liberty to verify the submitted documents from the concerned issuing authority.*

**IV. DECISION: -**

*After perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the Appeal is kept pending till the report is submitted by Southern Regional Committee (SRC), NCTE in terms of direction given herein above. The Appellant is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal. The SRC is at a liberty to verify the submitted documents from the concerned issuing authority."*

The Appeal Committee further noted that the petitioner institution has filed a **W.P. (C) 12904/2023** in the Hon'ble High Court of Delhi at New Delhi against the pendency of the Appeal before the Appellate Committee and Hon'ble Court vide order dated **03.10.2023** directed as under:

*"...5. Learned counsel appearing on behalf of the respondents accepts notice and on advance instructions he submits that there has been a communication dated 02.08.2023 requiring the petitioner-institution to furnish certain relevant information. He also submits that all those information have not yet been furnished to the Appellate Committee.*

*6. Learned counsel appearing on behalf of the petitioner-institution submits that the communication dated 02.08.2023 has not yet been received by the petitioner-institution.*

*7. Learned counsel appearing on behalf of the respondents is directed to furnish the copy of the communication dated 02.08.2023 as well as the reminder to the learned counsel for the petitioner-institution during the course of hearing.*

*8. Learned counsel appearing on behalf of the petitioner-institution while taking note of the relevant information to be furnished by him, undertakes that the necessary compliance would be made within a period of four working days from today.*

*9. Subject to furnishing necessary information by the petitioner-institution within four working days, the Appellate Authority is directed to decide the appeal of the petitioner-institution as expeditiously as possible not beyond 15 days from the date of receipt of the compliance by the petitioner-institution.*

*10. With the aforesaid observations, the instant petition stands disposed of.*

*11. All rights and contentions of the parties are left open.*

*12. This court has not expressed any opinion on the merits or demerits of the appeal of the petitioner-institution."*



The Appeal Committee further noted that in accordance with the order dated 03.10.2023 passed by the Hon'ble High Court of Delhi, the Appellant institution in addition to the explanation mentioned in the Appeal Report has duly submitted the following requisite documents to the SRC, NCTE with a claim to have rectified the shortcomings pointed out in the impugned order. However, the inspection is yet to be conducted by the SRC.

- (i) A copy of faculty list (1+15) members approved by the Registrar, Osmania University, Telangana as per provisions of the NCTE Regulations, 2014 alongwith statement of salary disbursement.
- (ii) A copy of Statement of Encumbrance on Property.
- (iii) A copy of Building Completion Certificate approved by Assistant Engineer, Panchayat Raj Dept. MPP Chevella, R R Dist. on dated 23.07.2022.
- (iv) A copy of Form 'A' along with FDRs (Amount Rs.5,00,000/- and amount Rs. 7,00,000/- issued from Union Bank of India) Total Amount Rs. 12,00,000/-.
- (v) A copy of Sale Deed dated 21.05.2001 alongwith Building Plan, Site Plan.

The Appeal Committee further noted that the appeal of the institution is pending since 05.01.2023 and as per rules the Appeal Committee ought to decide the appeal within 3 months.

The Appeal Committee also observed that the institution has prima facie submitted all the requisite documents for verification of the same by the Visiting Team as per Performa sent by the SRC. The Appeal Committee keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled **"Rambha College of Education V/s NCTE"** wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record decided to remand back the instant matter with the direction to SRC, NCTE to conduct V.T. as soon as possible as per order dated 22.05.2023 to verify the infrastructural & instructional facilities available with the appellant institution.

The Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -



***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon’ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned letter dated 15.11.2022 is set-aside as the Appellate Committee has decided to remand back the case to SRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to SRC with the direction to conduct inspection of the institution under Section 13 of the NCTE Act, 1993 in consonance with Inspection Division of NCTE (HQ) to verify the infrastructural and instructional facilities available with the institution. Furthermore, it is also directed to SRC, NCTE to examine the documents submitted by the Appellant institution to the Appeal Committee. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given in the order.





**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to SRC with a direction to conduct inspection of the institution under Section 13 of the NCTE Act, 1993 in consonance with Inspection Division of NCTE (HQ) to verify the infrastructural and instructional facilities available with the institution. Furthermore, it is also directed to SRC, NCTE to examine the documents submitted by the Appellant institution to the Appeal Committee. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given in the order.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Rabindranath Tagore College of Education, 215, Kummera, Chevella, Rangareddy, Telangana-501503**
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 Telangana.





**IN THE NCTE APPELLATE AUTHORITY / एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

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जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-177/E-317675/2023 Appeal/13th Meeting, 2023  
APPLNRC202314675**

Raja Shri Krishandatt P.G. College, 53/1, Jaunpur, Sadar, Jaunpur, Uttar Pradesh-222001  <b>APPELLANT</b>	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.  <b>RESPONDENT</b>
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<b>Representative of Appellant</b>	<b>Mr. Shambhu Ram, Principal</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Raja Shri Krishandatt P.G. College, 53/1, Jaunpur, Sadar, Jaunpur, Uttar Pradesh-222001** dated 14.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/UP-736-M.Ed./403rd (Online Mode) Meeting/2023/222702** dated 26.07.2023 of the Northern Regional Committee, withdrawing recognition for conducting M.Ed. Course on the grounds that “(i). Whether the institution has submitted affidavit to NRC for issuance of Revised Recognition order. If yes, please submit proof of the same and if not, then furnish reasons of non-submission of the affidavit to NRC. (ii). The institution has to submit whether they had submitted compliance with the conditions prescribed under Regulations, 2014 (Enhanced FDRs, Revised staff profile, additional built-up area etc.) for consideration and decision of the Committee without issuance of revised recognition order and after submission of affidavit from the list attached. (iii). If the institution does not fall in any of above two categories, then institution is required to inform NRC about their status in respect to revised recognition order compliance matters.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Shambhu Ram, Principal of Raja Shri Krishandatt P.G. College, 53/1, Jaunpur, Sadar, Jaunpur, Uttar Pradesh-222001** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). Institution has duly replied to the Show Cause Notice dated 19.01.2021 within time vide letter dated 08.02.2021 by registered post to NRC NCTE and Final Show Cause Notice dated 23.06.2023 vide reply letter dated 07.07.2023 through registered post. (ii). The institution has duly submitted the Affidavit dated 15.11.2015 for the issuance of Revised Recognition Order. (iii). The institution is submitting the FDR proof and other requisite documents has been submitted vide letter dated 08.02.2021 and 07.07.2023.”



### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for M.Ed. Course with an annual intake of 30 students vide order dated 25.07.2000. The recognition of the institution for M.Ed. programme was withdrawn by the SRC vide order dated 26.07.2023.

The Appeal Committee further noted that the main ground of withdrawal by NRC, NCTE was not replying to the SCN dated 19.01.2021 and final SCN dated 23.06.2023 by the institution. The institution during the appeal hearing submitted that it has duly replied to SCN and FSCN issued by the NRC, NCTE. The Appellant institution also contended that they have filed the compliance affidavit dated 15.11.2015 in compliance of NCTE Regulations, 2014 and institution is having continuous affiliation from the affiliated University i.e., Veer Bahadur Singh Purvanchal University, Jaunpur, Uttar Pradesh.

The Appeal Committee observed that this is a RPRO case for M.Ed. programme and recognition was granted to the institution on 25.07.2000. The Appeal Committee also noted that the NRC withdrawn the recognition of the institution on 26.07.2023 and failed to take a due necessary action within reasonable time, if the institution was deficient and non-compliant of NCTE Regulations, 2014, NRC should have taken due action against the institution at that point of time. The NRC, NCTE should also have taken opinion from the Regulation Division of the NCTE wherein so many years has been passed and the recognition of the institution is continuing considering the concern and welfare of the students.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified



by the **Northern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

**In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 26.07.2023 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.**

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further



necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. The Principal, Raja Shri Krishandatt P.G. College, 53/1, Jaunpur, Sadar, Jaunpur, Uttar Pradesh-222001
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलीय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-180/E-317903/2023 Appeal/13th Meeting, 2023  
APPLNRC202314692**

Shri Mahanth Ramashray Das P.G. College, 1112,1113,1114,1115,1122 ,1129,1131, Bhurkura, Jakhanian, Ghazipur, Uttar Pradesh-275203	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Dr. Dhananjai Kumar Singh, Assistant Professor</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>



## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Shri Mahanth Ramashray Das P.G. College, 1112,1113,1114,1115,1122 ,1129,1131, Bhurkura, Jakhania, Ghazipur, Uttar Pradesh-275203** dated 14.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/NCTE/UP-768-B.Ed./404th (Blended Mode) Meeting/2023/222710** dated 26.07.2023 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The institution has submitted a representation dated 30.06.2023 without any documentary evidence as required in final SCN dated 23.06.2023. (ii). The institution failed to prove that the institution had complied the conditions prescribed under Regulations, 2014 by submitting an affidavit within the prescribed time limit as willingness in the year 2015. (iii). The institution has not adhere to the mandatory disclosure in the prescribed format and display up to date information on its official website as per NCTE Regulations 8(14) condition for grant of recognitions as per NCTE Regulations, 2014.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Dr. Dhananjai Kumar Singh, Assistant Professor of Shri Mahanth Ramashray Das P.G. College, 1112,1113,1114,1115,1122 ,1129,1131, Bhurkura, Jakhania, Ghazipur, Uttar Pradesh-275203** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). Please take reference of your first point. With utmost respect this is to apprise you that your final show cause notice u/s17f.NO.NRC/NCTE/UP-768- B.Ed./400(online mode)meeting 2023/222199 dated 23 June 2023 once again reviewed by the college and found that due to non-response to the first show cause notice U/S-17No. f. NRC/NCTE/(item No. 107)minutes of the 325(virtual) meeting/2020/210935 dated 19 January 2021 final SCN was issued to the college by NRC/NCTE and given opportunity to submit its reply. In the context of the above it is to be informed once again that the reply to the first SCN of NRC/NCTE was submitted by the college its representation



dated 10/02/2021 along with affidavit through speed post. The information of which was submitted through the reply dated 30/06/2023 of NRC/NCTE final SCN dated 23 June 2023 by attaching as documentary evidence a copy of the reply and affidavit sent by the college to NRC/NCTE with a copy of the registered post receipt regarding the first SCN dated 19 January 2021. (For your kind consideration a copy of reply dated 10/02/2021, copy of affidavit and receipt are uploaded again) (ii). Please take reference of your second point. With due respect this is to apprise you that in the year 2015-16 at that time principal of the college was continuously feeling PHYSICALLY and mentally unwell and the password of the official email of the college was in the knowledge of the principal only. Due to lack of interest arising physical and mental illness he was unable to take cognizance of the guidelines/information issued for compliance with regulation 2014 on their own and also unable to inform the college office and manager. In the difficult circumstances of those time the management COMMITTEE entrusted the responsibility as acting principal to college professor Dr. Shri Prakash Singh in the year 2017. As soon as the new acting principal assumed the responsibility the principal submitted representation dated March 4, 2017 stating the RELEVANT reasons along with affidavit in prescribed FORMAT and undertaking relating to the conduct basic unit of 50 seats as per provisions in NCTE regulation 2014 personally to NRC/NCTE office Jaipur on dated 06/03/2017 (A copy of received letter and copy of the affidavit are uploaded for your kind consideration) With due respect this is also apprise you that as responsible institution we provided all the information relating to infrastructure, instructional facility, endowment and RESERVE funds, faculty status, financial management etc. according to NCTE regulation 2014 through submitting QCI and performance appraisal report (PAR) to NCTE time to time. (Documents related to endowment, RESERVE fund, Infrastructure, teacher details etc. have been uploaded again). (iii). Please take reference of your third point. With utmost respect this is to inform you that the official website of the college [www.smrpdpgc.org](http://www.smrpdpgc.org) has been changed few years ago due to technical reasons to [www.smrpdpgc.in](http://www.smrpdpgc.in) and all the information / documents have been uploaded as per NCTE regulation 2014."



### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 06.07.2004. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 26.07.2023.

The Appeal Committee further noted that the main ground of withdrawal by NRC, NCTE was not replying to the SCN dated 19.01.2021 and final SCN dated 23.06.2023 by the institution. The institution during the appeal hearing submitted that it has duly replied to SCN and FSCN issued by the NRC, NCTE. The Appellant institution also contended that it is having continuous affiliation from the affiliated University i.e., Veer Bahadur Singh Purvanchal University, Jaunpur, Uttar Pradesh.

The Appeal Committee observed that this is a RPRO case for B.Ed. programme and recognition was granted to the institution on 06.07.2004. The Appeal Committee also noted that the NRC withdrawn the recognition of the institution on 26.07.2023 and failed to take a due necessary action within reasonable time, if the institution was deficient and non-compliant of NCTE Regulations, 2014, NRC should have taken due action against the institution at that point of time. The NRC, NCTE should also have taken opinion from the Regulation Division of the NCTE wherein so many years has been passed and the recognition of the institution is continuing considering the concern and welfare of the students.

The Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Northern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.



Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 26.07.2023 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.



#### IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

#### Copy to :-

1. The Principal, Shri Mahanth Ramashray Das P.G. College, 1112,1113,1114,1115,1122 ,1129,1131, Bhurkura, Jakhanian, Ghazipur, Uttar Pradesh-275203
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-181/E-317904/2023 Appeal/13th Meeting, 2023**  
**APPLERC202314697**

Millia Teachers Training College, 1001, 1006, 1009, 1010, 1011, Radha Nagar, NH-57, Kasba, Purnea, Bihar-854330	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Dr. Azimur Rahman, Principal</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>



## ORDER/आदेश

### **I. GROUND OF WITHDRAWAL**

The appeal of **Millia Teachers Training College, 1001, 1006, 1009, 1010, 1011, Radha Nagar, NH-57, Kasba, Purnea, Bihar-854330** dated 29.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. ER-331.26/NCTE/ERCAPP201646085 ID. No. 7855/B.Ed./BR/2023/68494** dated 09.08.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). In reference to the Final Show Cause notice dated 09.04.2022, the faculty list submitted by the institution reveals that one of the faculties at Sl. No. 1 namely Pramod Kumar Poddar appointed Assistant Professor does not have NET certificate/Ph.D. (ii). The institute website is not operational as on the date of the meeting.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Dr. Azimur Rahman, Principal of Millia Teachers Training College, 1001, 1006, 1009, 1010, 1011, Radha Nagar, NH-57, Kasba, Purnea, Bihar-854330** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). Sri Pramod Kumar Poddar has been removed from the post of Asst. Professor fresh appointment of faculties has been made on the recommendation of duly constituted selection committee by Purnea University. Purnea after proper advertisement in national dailies approved faculty list duly countersigned by the Registrar Purnea University, Purnea is being sent offline. (ii). The website of the college is operational on domain [www.milliatte.org.in](http://www.milliatte.org.in) instead of [www.milliatte.org](http://www.milliatte.org).”

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.



The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 02.01.2018. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 09.08.2023.

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+15) members dated 24.09.2023 approved by the Registrar, Purnea University, Bihar as per provisions of NCTE Regulation, 2014 alongwith copies of certificates of academic & professional educational qualification viz. B.Ed., M.Ed. etc.
- (ii) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 09.08.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled "**Rambha College of Education V/s NCTE**" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.



Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 09.08.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.



#### IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

#### Copy to :-

1. The Principal, Millia Teachers Training College, 1001, 1006, 1009, 1010, 1011, Radha Nagar, NH-57, Kasba, Purnea, Bihar-854330
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar.



**IN THE NCTE APPELLATE AUTHORITY / एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-182/E-318100/2023 Appeal/13th Meeting, 2023**  
**APPLNRC20231496**

Rajesh Kumar Mahavidyalaya, 00908, Kohde Sultanpur, Jaunpur, Uttar Pradesh-222002	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Dr. Vinay Kumar Singh, Manager</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Rajesh Kumar Mahavidyalaya, 00908, Kohde Sultanpur, Jaunpur, Uttar Pradesh-222002** dated 26.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/NCTE/UP-2318-B.Ed./403rd (Online Mode) Meeting/ 2023/222688** dated 26.07.2023 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The institution has submitted a representation dated 07.07.2023 without any signature of the authorized signatory, without any documentary evidence to prove that the institution had complied the conditions prescribed under Regulations, 2014 by submitted an affidavit as a willingness in the year 2015. (ii). A copy of the affidavit showing the notarized date 23.10.2015 submitted by the institution along with the representation but date of purchase of Stamp paper of Rs. 100/- and name of the purchaser of that stamp paper is blank. Hence, the institution has failed to prove that the institution had complied the conditions prescribed under Regulations, 2014 by submitted an affidavit as a willingness in the year 2015.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Dr. Vinay Kumar Singh, Manager of Rajesh Kumar Mahavidyalaya, 00908, Kohde Sultanpur, Jaunpur, Uttar Pradesh-222002** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). The institution had received first show cause notice on 19.01.2021 and it was suly replied vide letter dated 12-02-2021 which was sent vide registered post on 12-02-2022 vide track no.eu432864009in. In the aforesaid reply all the requisite documents were provided by authorized signatory of the institution. The reply dated 07.07.2023 refer to replies dated 12.02.2021 and 11.11.2021. It is humbly submitted that all the requisite documents were submitted by the institution. (ii). It is humbly submitted that stamp paper duly bears the date of purchase as 08.10.2015 and also show who as purchase the stamp paper at the back of the affidavit. The original affidavit has been submitted to NRC NCTE which was duly notarized on 23.10.2015 and submitted to NRC NCTE.”





### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 12.04.2010. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 26.07.2023.

The Appeal Committee further noted that the main ground of withdrawal by NRC, NCTE was not replying to the SCN dated 19.01.2021 and final SCN dated 23.06.2023 by the institution. The institution during the appeal hearing submitted that it has duly replied to SCN and FSCN issued by the NRC, NCTE. The Appellant institution also contended that they have filed the compliance affidavit on 23.10.2015 in compliance of NCTE Regulations, 2014 and institution is having continuous affiliation from the affiliated University i.e., Veer Bahadur Singh Purvanchal University, Jaunpur, Uttar Pradesh.

The Appeal Committee observed that this is a RPRO case for B.Ed. programme and recognition was granted to the institution on 12.04.2010. The Appeal Committee also noted that the NRC withdrawn the recognition of the institution on 26.07.2023 and failed to take a due necessary action within reasonable time, if the institution was deficient and non-compliant of NCTE Regulations, 2014, NRC should have taken due action against the institution at that point of time. The NRC, NCTE should also have taken opinion from the Regulation Division of the NCTE wherein so many years has been passed and the recognition of the institution is continuing considering the concern and welfare of the students.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by



the Northern Regional Committee, NCTE as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 26.07.2023 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further



necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

#### **IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

#### **Copy to :-**

1. **The Principal, Rajesh Kumar Mahavidyalaya, 00908, Kohde Sultanpur, Jaunpur, Uttar Pradesh-222002**
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.



**IN THE NCTE APPELLATE AUTHORITY / एन सी टी ई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-183/E-318136/2023 Appeal/13th Meeting, 2023  
APPLNRC202314689**

Eklavya Mahavidyalaya, 1383, Banda, Durendi, Banda, Uttar Pradesh-210001  <b>APPELLANT</b>	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.  <b>RESPONDENT</b>
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<b>Representative of Appellant</b>	<b>Dr. Prakash Chandra, Principal</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023

*Prakash*

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Eklavya Mahavidyalaya, 1383, Banda, Durendi, Banda, Uttar Pradesh-210001** dated 20.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/NCTE/UP-1099-B.P.Ed./404th (Blended Mode) Meeting/2023/222756** dated 27.07.2023 of the Northern Regional Committee, withdrawing recognition for conducting B.P.Ed. Course on the grounds that “(i). The institution has submitted a representation dated 03.07.2023 without any documentary evidence as required in final SCN dated 23.06.2023. (ii). A copy of the affidavit showing the notarized dated 09.01.2015 and 15.02.2021 submitted by the institution along with representation but date of purchase of stamp paper of Rs. 100/- name of the purchaser of that stamp paper is blank. The institution failed to prove that the institution had complied the conditions prescribed under Regulations, 2014 by submitting an affidavit within the prescribed time limit as a willingness in the year 2015. (iii). The institution has not adhere to the mandatory disclosure in the prescribed format and display up to date information on its official website as per NCTE Regulations 8 (14) condition for grant of recognitions as per NCTE Regulations, 2014.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Dr. Prakash Chandra, Principal of Eklavya Mahavidyalaya, 1383, Banda, Durendi, Banda, Uttar Pradesh-210001** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). In reply to Para 2 of the withdrawal order, it is respectfully submitted that the institution has submitted consent letter along with affidavit vide letter duly received in NRC office on NCTE on 13.01.2015 vide diary no. 88705, hence, the ground is not valid and contrary to the records of the NRC of NCTE. (ii). In reply to para 4 of the withdrawal order, it is respectfully submitted that the institution has submitted reply to first SCN vide letter dated 15.02.2021 and the same has been sent by email to [nrc@ncte-india.org](mailto:nrc@ncte-india.org) on 15.02.2021 at 03:20 pm along with all required documents i.e., letter, FDRs, affidavit,



built up area details etc. it is also respectfully submitted that a reminder has also been sent vide email dated 30.03.2022 at 04:01 pm on nrc@ncte-india.org and registered post-dated 04.04.2022 vide receipt no. RU328559668IN, hence, it could be clearly seen that the institution has discharged his duties on time and sent all requisite documents along with reply to the first SCN. (iii). In reply to para 5 of the withdrawal order, it is respectfully submitted that the institution has submitted a representation dated 03.07.2023 along with all the required documents by registered post on 05.07.2023 vide article no. RU655214815IN and the article receipt of the postal department clearly shows that the weight of the article was 100 GMS, hence, it is proved that the institution has submitted the representation dated 03.07.2023 along with all the required documentary evidence. It is also respectfully submitted that at one place, NCTE is alleging that the institution has not consented to come under the regulations 2014 and affidavit in this regard was also not submitted and also the institution has not submitted the reply of the first SCN and along with representation received in NCTE on 11.07.2023 in reply to final SCN, institution has not produced any documentary evidence but at another place, NCTE has admitted the receipt of the affidavit showing the notarized dated 09.01.2015 and 15.02.2021 submitted by the institution, hence, NCTE cannot blow hot and cold at the same breath and this admission of NCTE that they have received copy of affidavit showing notarized dated 09.01.2015 and 15.02.2021 clearly prove the case of the institution and the institution had complied by conditions prescribed under Regulation, 2014 by submitting an affidavit within the prescribed time limit it is also respectfully submitted that the institution has made mandatory disclosure in the prescribed format and displayed up to date information on its official website i.e., [www.emvbanda.com](http://www.emvbanda.com) as per NCTE Regulations 8(14) condition for grant of recognitions as per NCTE Regulations, 2014.”

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.





The Appeal Committee noted that the appellant institution was granted recognition for B.P.Ed. Course with an annual intake of 50 students vide order dated 05.08.2004. The recognition of the institution for B.P.Ed. programme was withdrawn by the NRC vide order dated 27.07.2023.

The Appeal Committee further noted that the main ground of withdrawal by NRC, NCTE was not replying to the SCN dated 19.01.2021 and final SCN dated 23.06.2023 by the institution. The institution during the appeal hearing submitted that it has duly replied to SCN and FSCN issued by the NRC, NCTE. The Appellant institution also contended that they have filed the compliance affidavit on 13.01.2015 in compliance of NCTE Regulations, 2014 and institution is having continuous affiliation from the affiliated University i.e., Bundelkhand University, Jhansi Uttar Pradesh.

The Appeal Committee observed that this is a RPRO case for B.P.Ed. programme and recognition was granted to the institution on 05.08.2004. The Appeal Committee also noted that the NRC withdrawn the recognition of the institution on 27.07.2023 and failed to take a due necessary action within reasonable time, if the institution was deficient and non-compliant of NCTE Regulations, 2014, NRC should have taken due action against the institution at that point of time. The NRC, NCTE should also have taken opinion from the Regulation Division of the NCTE wherein so many years has been passed and the recognition of the institution is continuing considering the concern and welfare of the students.

The Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Northern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.



Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

**In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 27.07.2023 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.**

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.



#### IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

#### Copy to :-

1. The Principal, Eklavya Mahavidyalaya, 1383, Banda, Durendi, Banda, Uttar Pradesh-210001
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-185/E-319049/2023 Appeal/13th Meeting, 2023**  
**APPLERC202314705**

North East Institute of Management Science, 193(Kha), Bhatemora Gaon, NH-37, RRL, Sarucharai, Jorhat, Assam-785006	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Anjan Pratim Gogoi, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of North East Institute of Management Science, 193(Kha), Bhatemora Gaon, NH-37, RRL, Sarucharai, Jorhat, Assam-785006 dated 06.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. ER-331.24/NCTE/ERCAPP201645106 (ID No.7426)/B.Ed./AS/2023/68482** dated 09.08.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). In reference to the Final Show Cause Notice dated 09.04.2022. The institution has submitted the faculty list (1+9) duly approved by the Registrar of Dibrugarh University, Dibrugarh which is neither in the prescribed format nor the same contains the date of approval by the Registrar of the University. (ii). The faculty at Sl. No. 3 (Mrs. Deepa Buragohain Asst. Prof.) & at Sl. No. 4 (Ms. Bijumonni Gogoi Asst. Prof.) do not have NET certificate/Ph.D. (iii). The institution has not appointed faculty for Fine Arts and Physical Education. (iv). The institute website is not operational as on the date of the meeting.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Anjan Pratim Gogoi, Secretary of North East Institute of Management Science, 193(Kha), Bhatemora Gaon, NH-37, RRL, Sarucharai, Jorhat, Assam-785006** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(1. i. For that, in regard to the 1st ground in the said withdrawal order, the appellant institution begs to state that the Faculty List duly approved by the Registrar, Dibrugarh University was submitted in the format than available in the website of NCTE at the point of time when the show cause reply dated 28/04/2022 was submitted and no date was put thereon due to a wrong understanding on part of the appellant institution that the date was not required to be put thereon and the University Registrar was also not required to put at date with his signature indicating the date of approval of the List. ii. For that, in regard to the 1st ground in the said withdrawal order the appellant institution begs unqualified apology for not putting the



date on the University approved Faculty List due to a mistake of understanding on part of its authorities and begs leave to submit herewith a fresh Faculty List dated 19/09/2023 duly approved by its Registrar (i/c), Dibrugarh University dating his signature as 22/09/2023 indicating the date of approval. A copy of the said fresh Faculty List dated 19/09/2023 approved by the Registrar, Dibrugarh University is attached with the hardcopy sent to NCTE Head Office marked as ENCLOSURE – 5. 2. For that, in response to the 2nd ground in the said withdrawal order, the appellant institution begs to state that the faculty members mentioned at Serial Nos. 3 and 4 of approved Faculty List submitted with the Show Cause reply dated 28/04/2022, viz. Mrs. Deepa Buragohain and Ms. Bijumoni Gogoi, were engaged on a temporary basis at that point of time as there were no other NET / Ph.D. qualified persons to fill those vacancies. However, the position has been rectified and two other NET qualified teachers have been appointed and are working in the appellant institution in place of the aforesaid temporary faculty members Mrs. Deepa Buragohain and Ms. Bijumoni Gogoi. It is pertinent to mention herein that: (a) Ms. Sukanya Rani Borah, having M.Sc. with 84.20percentage marks, B.Ed. with 69.33percentage marks, M.Ed. with 84.20percentage marks and NET, has been appointed in place of Mrs. Deepa Buragohain as Assistant Professor in the appellant Institution vide appointment order dated 16/11/2022. The particulars of the said Assistant Professor, Ms. Sukanya Rani Borah, are laid down in Serial No. 6 of the duly approved Faculty List dated 19/09/2023 (Annexure – 5). She had joined the appellant institution on 16/11/2022 and has been regularly working therein since then on. A copy of the said appointment order dated 16/11/2022 of Ms. Sukanya Rani Borah and her NET certificate are attached with the hardcopy sent to NCTE Head Office marked as ENCLOSURE – 6A and 6B respectively. (b) Ms. Ritumoni Pator, having B. Music with 69.80percentage marks, M.A. (Performing Arts) with 75.5percentage marks, and NET, has been appointed in place of Ms. Bijumoni Gogoi as Assistant Professor in the appellant Institution vide appointment order dated 24-08-2023. The particulars of the said Assistant Professor, Ms. Sukanya Rani Borah, are laid down in Serial No. 11 of the duly approved Faculty List dated 19/09/2023 (Annexure – 5). She had joined the appellant institution on 24-08-2023 and has been regularly working therein since then on. A copy of the said appointment order





dated 24-08-2023 of Ms. Ritumoni Pator and her NET certificate are attached with the hardcopy sent to NCTE Head Office and marked as ENCLOSURE – 7A and 7B respectively. For that, in regard to the 2nd ground in the said withdrawal order the appellant institution begs to state that it has engaged NET qualified Assistant Professors in place of Mrs. Deepa Buragohain and Ms. Bijumoni Gogoi as aforementioned and fulfils the requirement of having Assistant Professors who are NET qualified. 3. For that, in regard to the 3rd ground in the said withdrawal order the appellant institution begs to state that – (a) Ms. Ritumoni Pator has been engaged as its faculty for Fine Arts as mentioned hereinbefore. (b) The appellant institution used to engage faculty members on temporary basis for Physical Education as qualified Physical Education Teachers were not available for appointment in the state of Assam at that point of time. However, it has now appointed Mr. Lakhya Jyoti Saikia, having B.P.Ed. with 74.33 percentage marks, M.P.Ed. with 77.21percentage marks, and NET, as Assistant Professor in the appellant Institution vide appointment order dated 11-09-2023. The particulars of the said Assistant Professor, Mr. Lakhya Jyoti Saikia, are laid down in Serial No. 10 of the duly approved Faculty List dated 19-09-2023 (Annexure – 5). He had joined the appellant institution on 11-09-2023 and has been regularly working therein since then on. A copy of the said appointment order dated 11-09-2023 of Mr. Lakhya Jyoti Saikia and her NET certificate are attached with the hardcopy sent to NCTE Head Office marked as ENCLOSURE – 8A and 8B respectively. For that, in regard to the 3rd ground in the said withdrawal order the appellant institution begs to state that it had regular faculty for Fine Arts and Physical Education as aforementioned and meets the requirement in that respect. 4. For that, in regard to the 4th ground in the said withdrawal order the appellant institution begs to state that its website [www.neimscollege.com](http://www.neimscollege.com) was created on 11 February 2009 and has been operational since then on. The said domain has Registry Domain ID: 1541995296\_DOMAIN\_COM-VRSN. The said website is hyperlinked to the required sites as per the requirements of the NCTE Regulations. The said website [www.neimscollege.com](http://www.neimscollege.com) was operational in respect of the appellant institution with the requisite hyperlinks from the establishment of the appellant institution and it is not within the knowledge of the appellant institution as to why the said website was not accessible as on the date of the meeting of Eastern



Regional Committee, NCTE, but the same could have been due to some technical glitch beyond the knowledge and control of appellant institution. The WHOIS database report in respect of the appellant institution's website with domain name NEIMSCOLLEGE.COM obtained from the Domain Registrar GoDaddy clearly indicates that the said website was created on 11 February 2009 and its domain registration is valid till 11 February 2024. A copy of the said WHOIS database report in respect of the appellant institution's website with domain name NEIMSCOLLEGE.COM is attached with the hardcopy sent to NCTE Head Office marked as ENCLOSURE – 9.”

### **III. OUTCOME OF THE CASE**

**The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.**

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 50 students vide order dated 11.12.2017. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 09.08.2023.

The Appeal Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+10) members dated 19.09.2023 approved by the Registrar, Dibrugarh University, Dibrugarh as per provisions of NCTE Regulation, 2014 alongwith copies of certificates of academic & professional educational qualification viz. B.Ed., M.Ed. etc.
- (ii) A copy of domain address of the institution website.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 09.08.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled “**Rambha College of Education V/s NCTE**” wherein the Hon'ble



Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 09.08.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records

available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, North East Institute of Management Science, 193(Kha), Bhatemora Gaon, NH-37, RRL, Sarucharai, Jorhat, Assam-785006**
2. **The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.**
3. **Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.**
4. **The Secretary, Education (looking after Teacher Education) Government of Assam.**



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
**File No. 89-188/E-318981/2023 Appeal/13th Meeting, 2023**  
**APPLWRC202314667****

BR Nath Pai B.Ed. College, Plot No.4, Pinguli, Midc Area, Kudal, Sindhurg, Maharashtra-416550 <b>APPELLANT</b>	<b><u>Vs</u></b>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075. <b>RESPONDENT</b>
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<b>Representative of Appellant</b>	<b>Mr. Paresh Dhawade, Principal</b>
<b>Respondent by</b>	<b>Regional Director, WRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUND OF WITHDRAWAL**

The appeal of **BR Nath Pai B.Ed. College, Plot No.4, Pinguli, Midc Area, Kudal, Sindhurg, Maharashtra-416550** dated 04.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **No. WRC/APW04290/123162/APW03035/122485/B.Ed. & D.Ed./ 277<sup>th</sup> /2017/ 187350** dated 07.07.2017 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "Clarification letter was issued on 20.05.2016 regarding insufficiency of land built up area. The institution has not provided any valid reply to the points of the clarification letter. Hence, shifting is not permitted and Recognition is withdrawn."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Paresh Dhawade, Principal of BR Nath Pai B.Ed. College, Plot No.4, Pinguli, Midc Area, Kudal, Sindhurg, Maharashtra-416550** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "(i). Closure proposal of D.Ed. (M) Course was submitted to WRC on 19.07.2017 due to non-Admission of students to meet infrastructural standards to run B.Ed. college. (ii). Deficiency mentioned on area requirement, so management has decided to reduce intake capacity from 100 to 50 students. (iii). Submitted online proposal with requisite fees (Rs One lakh seventy-three thousand four hundred eleven Rs. and 80 paise) for shifting premises under Teach portal but communication not yet received. (iv). PAR report submitted online (19-20, 20-21)."

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.





The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 09.08.2005. Thereafter, the institution vide letter dt. 04.03.2013 submitted an application for shifting of premises from Br. Nath Pai College, Plot No. 13/1 & P-57, Sulbha Building MIDC Road at Post-Kundal, Tai-Kundal Sindhudurg, Maharashtra-416520 to Br. Nath Pai Shaikshanik Bhavan, MIDC Plot No.04, (Maharashtra Industrial Development Corporation Area Kundal), Sindhudurg, Maharashtra-416520. The recognition of the institution for B.Ed. programme was withdrawn by the WRC vide order dated 07.07.2017.

The Appeal Committee noted that the WRC had withdrawn the recognition of the appellant institution vide order dated 07.07.2017 against which the appellant institution has preferred an appeal dated 04.09.2023.

The Appeal Committee during the on-line hearing held on 19.10.2023 noted the documents submitted by the Appellant alongwith Appeal report and submission made therein, it was found that the Appeal suffers from enormous delay of 6 years and the Committee found that delay is unreasonable without any proper justification. The appellant institution has also failed to show any sufficient cause for the enormous delay. Hence, as per the extant Rules & Regulation of the NCTE delay cannot be condoned without any reasonable cause. Hence, the Appeal committee found it fit case for non-admission of the Appeal on ground of delay and laches.

Noting and submission and verbal arguments advanced during the online hearing, the Appeal Committee of the Council decided that the present Appeal is not admitted, and withdrawal dated 07.07.2017 issued by WRC is confirmed.



**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that present Appeal is not admitted, and withdrawal dated 07.07.2017 issued by WRC is confirmed.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, BR Nath Pai B.Ed. College, Plot No.4, Pinguli, Midc Area, Kudal, Sindhurg, Maharashtra-416550**
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.**



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-189/E-318963/2023 Appeal/13th Meeting, 2023**  
**APPLWRC202314674**

Central Sanskrit University, Jaipur Campus, 408,442, Gopalpura, Triveni Nagar, Durgapura, Sanganer, Jaipur, Rajasthan-302018	<b><u>Vs</u></b>	Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Dr. Kailash Chandra Saini, Assistant Professor</b>
<b>Respondent by</b>	<b>Regional Director, WRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

*Signature*

## ORDER/आदेश

### **I. GROUND OF REFUSAL**

The appeal of **Central Sanskrit University, Jaipur Campus, 408,442, Gopalpura, Triveni Nagar, Durgapura, Sanganer, Jaipur, Rajasthan-302018** dated 31.08.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NCTE/WRC/2425202305241669/RAJASTHAN/2023/REJC/520** dated 27.07.2023 of the Western Regional Committee, refusing recognition for conducting ITEP Course on the grounds that "The Central Sanskrit University, Jaipur Campus has not uploaded reply of final show cause notice dated 13.07.2023, hence, WRC decided that the application be rejected."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Dr. Kailash Chandra Saini, Assistant Professor of Central Sanskrit University, Jaipur Campus, 408,442, Gopalpura, Triveni Nagar, Durgapura, Sanganer, Jaipur, Rajasthan-302018** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "Central Sanskrit University, Jaipur Campus, Rajasthan had applied for conducting ITEP course in the session 2023-24. The show cause notice issued by NCTE regarding the ITEP course could not be reviewed on time due to mail id of the campus being moved to the spam folder, due to which the response to the show cause notice could not be sent. Therefore, on 01.08.2023, the response to the Show Cause Notice was sent for further action vide letter number – K.S.V.J/NCTE/2023-24/994."

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.



The Appeal Committee during online appeal hearing on 19<sup>th</sup> October, 2023 observed that the institution had applied for ITEP Programme for the academic year 2023-24 in terms of Public Notice dt. 01.05.2022 and the application of the institution was refused vide order dated 27.07.2023. The Appeal Committee noted that the appellant institution submitted a copy of Certificate of Accreditation from NAAC having **A++** Grade alongwith a letter dated 12<sup>th</sup> October, 2023 issued by Dr. Jagannath Patil, Adviser, NAAC intimating therein that the grade allocated to the University is applicable for all the 12 campuses mentioned in the SSR.

The Appeal Committee also noted that the General Body (GB) of the NCTE in its 56<sup>th</sup> Meeting, the following decision has been taken for inviting applications for the 2<sup>nd</sup> Pilot Phase of ITEP for the academic session 2024-25: -

- i. **The Council approved the proposal and granted permission for inviting online applications for 2<sup>nd</sup> Pilot Phase of ITEP for the academic session 2024-25 from the institutions. As per Regulation 2021, the ITEP shall be implemented in a phase-wise manner starting from piloting in multidisciplinary HEIs/TEIs and thereby country wise expansion as per NEP 2020-time frame. Therefore, the institutions fulfilling the eligibility criteria, mentioned above, would be eligible to apply for the 2<sup>nd</sup> Pilot phase of ITEP for the academic session 2024-25.**
- ii. **The Eligibility Criteria for Selection and the Shortlisting Criteria for Processing of Applications, as proposed, was also approved.**
- iii. **The Council further decided that the online portal for inviting applications for the 2<sup>nd</sup> Pilot Phase of ITEP for the academic session 2024-25 be opened accordingly.**

The Appeal Committee further noted that the appellant institution has also submitted other requisite documents as claiming to have rectified the shortcomings pointed out in the impugned refusal order and observed that the institution prima facie succeeds in presenting that they do not have any deficiency pointed out in refusal order as they have NAAC Certificate, and grade allocated to the University is applicable to the Jaipur Campus of Central Sanskrit University, New Delhi.

Noting the submission and verbal arguments advanced during the hearing, the Appeal Committee decided to remand back the case to WRC, NCTE with a direction to consider the documents submitted in appeal which are required to be sent to them by

the appellant institution and take further necessary action keeping in view of decision of 56<sup>th</sup> GB Meeting and as per the NCTE Regulation, 2021, guidelines and amendments issued from time to time. The Appellant is directed to forward to the WRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to WRC, NCTE with a direction to consider the documents submitted in appeal which are required to be sent to them by the appellant institution and take further necessary action keeping in view of decision of 56<sup>th</sup> GB Meeting and as per the NCTE Regulation, 2021, guidelines and amendments issued from time to time. The Appellant is directed to forward to the WRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal. The WRC is at a liberty to verify the submitted documents from the concerned issuing authority.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Central Sanskrit University, Jaipur Campus, 408,442, Gopalpura, Triveni Nagar, Durgapura, Sanganer, Jaipur, Rajasthan-302018**
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.**





**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
File No. 89-190/E-318968/2023 Appeal/13th Meeting, 2023  
APPLERC202314699**

<b>Deshratna Rajendra Prasad Shikshak Prashikshan Mahavidyalaya, Plot No. 199,591, 596, Thana No.2, Mainpura, Ashok Rajpath, Sadaquat Ashram, Patna Sadar, Patna, Bihar-800010</b>	<b><u>Vs</u></b>	<b>Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.</b>
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Vijoy Prakash, I.A.S. (Retd.), Chairman</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

*hijet*

## ORDER/आदेश

### I. GROUNDS OF WITHDRAWAL

The appeal of **Deshratna Rajendra Prasad Shikshak Prashikshan Mahavidyalaya, Plot No. 199,591, 596, Thana No.2, Mainpura, Ashok Rajpath, Sadaquat Ashram, Patna Sadar, Patna, Bihar-800010** dated 03.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. ER-331.25/NCTE/ERCAPP4072/B.Ed./BR/2023/68488** dated 09.08.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). In reference to the Final Show Cause Notice dated 09.04.2022, the institution has not submitted the faculty list after the date of issue of Final Show Cause Notice dated 09.04.2022. The faculty list submitted by the institution is only for session 2017-2019 and 2019-2021. (ii). The institution has not appointed faculty for Fine Arts and Performing Arts. (iii). The institute website is not operational as on the date of the meeting.”

### II. SUBMISSIONS MADE BY APPELLANT: -

**Mr. Vijoy Prakash, I.A.S. (Retd.), Chairman of Deshratna Rajendra Prasad Shikshak Prashikshan Mahavidyalaya, Plot No. 199,591, 596, Thana No.2, Mainpura, Ashok Rajpath, Sadaquat Ashram, Patna Sadar, Patna, Bihar-800010** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). The college appoints teacher on a regular basis. The list of faculties for the current session 2023-25 is attached. (ii). From the perusal of the list is apparent that total number of teachers working in the college at present is 1+9. The college has been sanctioned only one unit of 50 students. Hence, the total number of teachers required for the college is only 1+7. Hence, the college fulfils the criterion of the total number of teachers. (iii). So far as the appointment of faculty on Fine Arts and Performing Arts is concerned, it may be seen from the faculty list that a faculty for Music and one for Fine Art as already been engaged. (iv). As far as the website is concerned, the website of the college is operational and has all the necessary details regarding the



college. The website of the college can be accessed at <https://drpspm.biharvidyapeeth.edu.in/>”

### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 01.08.2017, followed by revised recognition order for B.Ed. programme of two years duration with annual intake of 50 students for (One basic unit) vide order dated 30.04.2018. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 09.08.2023.

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+9) members dated 30.05.2023 approved by the Registrar of affiliating University as per provisions of NCTE Regulation, 2014 alongwith copies of certificates of academic & professional educational qualification viz. B.Ed., M.Ed. etc.
- (ii) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 09.08.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled “**Rambha College of Education V/s NCTE**” wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.



The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 09.08.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt



of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

**Copy to :-**

1. The Principal, Deshratna Rajendra Prasad Shikshak Prashikshan Mahavidyalaya, Plot No. 199,591, 596, Thana No.2, Mainpura, Ashok Rajpath, Sadaquat Ashram, Patna Sadar, Patna, Bihar-800010
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar.



**IN THE NCTE APPELLATE AUTHORITY / एन सी टी ई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-192/E-319237/2023 Appeal/13th Meeting, 2023  
APPERC202314712**

Nageena-Ramdhyan Shikshak Shiksha Mahavidyalaya, 94,96, Taranagar-Chhatauni, Chhatauni, Tariyani, Sheohar, Bihar-843131	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. MD Azhamullah, Principal</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Nageena-Ramdhyan Shikshak Shiksha Mahavidyalaya, 94,96, Taranagar-Chhatauni, Chhatauni, Tariyani, Sheohar, Bihar-843131** dated 11.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. ER-332.32/NCTE/ERCAPP2861/B.Ed./BH/2023/68791** dated 21.09.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The institution has not submitted the latest faculty after the date of issue of Final SCN on 09.04.2022. (ii). The institution has not submitted a copy of the experience certificate of Principal as required under NCTE Regulations, 2014. (iii). The institution has submitted a photocopy of the faculty list which is approved by the Registrar without seal on the last page. Also, the same is not in the prescribed format. (iv). The institution website is 222.nrsm.co.in. However, the institute has not uploaded faculty list on their website and the additional information as per Clause 7(14), 8(6) and 10(3) of the NCTE Regulation, 2014 and Clause 2 (C) of the NCTE Regulation dated 28.04.2017. (v). The institution has not appointed the faculty for Health and Physical Education as per NCTE Regulation, 2014. (vi). The institution has not submitted Original Affidavit on Rs. 100/- non-judicial stamp paper by the management & documents of individual faculty along with their paper by the management & documents of individual faculty along with their educational qualification certificates/testimonials/NET/Ph.D./experience certificate.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. MD Azhamullah, Principal of Nageena-Ramdhyan Shikshak Shiksha Mahavidyalaya, 94,96, Taranagar-Chhatauni, Chhatauni, Tariyani, Sheohar, Bihar-843131** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “Reply attached as Annexure B.”





### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 50 students vide order dated 03.03.2018. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 21.09.2023.

The instant matter was placed in 13<sup>th</sup> Meeting, 2023 held on 19.10.2023. The Appeal Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+8) members approved by the Registrar, B.R.A. Bihar University, Muzaffarpur as per provisions of NCTE Regulation, 2014 along with their educational qualification certificates/testimonials/NET/Ph.D./ experience certificate.

The institution submitted before the Appeal Committee that the faculty list has been approved for continuing session and not for one session. The Appeal Committee is of the view that the institution has given justifiable reason for approved faculty list. The ERC, NCTE may verify the faculty list from the concerned affiliation University.

The Appeal Committee is of the view that the Appellant institution shall provide letter from the concerned affiliating University that the faculty list is approved for the continuing session.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 21.09.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in **W.P(C). no. 3231/2016** titled "**Rambha College of Education V/s NCTE**" wherein the Hon'ble



Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 21.09.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to



forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

#### **IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

#### **Copy to :-**

1. **The Principal, Nageena-Ramdhyan Shikshak Shiksha Mahavidyalaya, 94,96, Taranagar-Chhatauni, Chhatauni, Tariyani, Sheohar, Bihar-843131**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Bihar.



IN THE NCTE APPELLATE AUTHORITY / एन सी टी ई अपीलिय प्राधिकरण में

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)

G-7, Sector-10, Dwarka, New Delhi-110075

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date / दिनांक - 31/10/2023

APPEAL FILED UNDER SECTION 18 OF NCTE ACT/

एन सी टी ई अधिनियम की धारा 18 के तहत दायर अपील

File No. 89-193/E-319238/2023 Appeal/13th Meeting, 2023  
APPNRC202114065

M.V.R. Degree College, 1740, 1749, Kasiya, G.T. Road, Sirathu, Kaushambi, Uttar Pradesh-212201	<u>Vs</u>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Sakiar, Abbas, Registrar</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023

*Signature*

## ORDER/आदेश

### **I. GROUND OF REFUSAL**

The appeal of **M.V.R. Degree College, 1740, 1749, Kasiya, G.T. Road, Sirathu, Kaushambi, Uttar Pradesh-212201** dated 12.07.2021 filed under Section 18 of NCTE Act, 1993 is against the Order No. **File No. NRC/NCTE/NRCAPP-4117/246th Meeting/2015/132495** dated 30.12.2015 of the Northern Regional Committee, refusing recognition for conducting B.Ed. Course on the grounds that "The institution is required to submit faculty duly approved by the affiliating body as per NCTE Regulations, 2014. In addition to above the institution shall be required to submit the following documents. (i). A Proof/evidence to the effect that it is composite institution as per provisions of the NCTE Regulations, 2014. (ii). In case the institutions which are not composite at present shall ensure that they have become effect is required to be submitted by the institution to the NRC, NCTE. (iii). No objection certificate issued by the concerned affiliating body as required under clause 5(3) of the NCTE Regulations, 2014."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Sakiar, Abbas, Registrar of M.V.R. Degree College, 1740, 1749, Kasiya, G.T. Road, Sirathu, Kaushambi, Uttar Pradesh-212201** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "The institution has not got the letter of intent issued on 7<sup>th</sup> February, 2014 after several correspondence to the NCTE. We have not got the LOI yet. Kindly provide us letter of intent and give us a chance to appoint principal and faculty members to run B.Ed. course."

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution had submitted an application to the Northern Regional Committee for grant of recognition for seeking permission for running the B.Ed. Course on 28.01.2013. The recognition of the institution for B.Ed. programme was refused by the NRC vide order dated 30.12.2015.

The Appeal Committee noted that the NRC had refused the recognition of the appellant institution vide order dated 30.12.2015 against which the appellant institution has preferred an appeal dated 12.07.2021.

The Appeal Committee during the on-line hearing held on 19.10.2023 noted the documents submitted by the Appellant alongwith Appeal report and submission made therein, it was found that the Appeal suffers from enormous delay of 5 years & 5 months and the Committee found that delay is unreasonable without any proper justification. The appellant institution has also failed to show any sufficient cause for the enormous delay. Hence, as per the extant Rules & Regulation of the NCTE delay cannot be condoned without any reasonable cause. Hence, the Appeal committee found it fit case for non-admission of the Appeal on ground of delay and laches.

Furthermore, the Appeal Committee noted that the application of the institution for B.Ed. programme was refused vide order dated 30.12.2015 and since then the institution has not been granted recognition. The Committee further noted that General Body of the NCTE in its 55<sup>th</sup> meeting held on 14.07.2022 *inter-alia* has taken a following policy decision that the applications pending before the Regional Committees of NCTE shall not be processed further: -

**Agenda No [5]: Decision on application, irrespective of any course, which are not in line with NEP 2020:**

***The Council, after consideration of Agenda placed before the Council and detailed discussion and deliberation, as below, observed the following: -***

- The NEP 2020 lays down that teacher education institutions will be gradually moved into multidisciplinary colleges and universities by 2030. By 2030, the minimal qualification for a person to become a teacher will be the 4 Year integrated B.Ed. degree.





- The 2 Year B.Ed. program will also be offered only for those who have already obtained Bachelor's Degrees in other specialized subjects and the 1 Year B.Ed. program for those who have completed the equivalent of 4 Year multidisciplinary Bachelor's Degrees or who have obtained a Master's degree in a specialty and wish to become a subject teacher in that specialty.
- As per provision of Section 12 of NCTE Act, 1993 it shall be the duty of the Council to take all such steps as it may think fit for ensuring planned and co-ordinated development of Teacher Education.
- There are approximately 430 applications for various Teacher Education Programmes, other than Diploma level courses. pending at different stages in the RCs.
- NEP 2020 has brought about a paradigm shift in the Teacher Education Sector. Accordingly, NCTE is also revamping its various curricula of ITEP. 2 Year B.Ed., 1 Year B.Ed. and introducing new courses of 4 Year Physical Education and 4 Year Art Education in line with NEP 2020. These courses are also to be aligned to the various criteria laid down by UGC and in alignment with NHEQE. NCFSE and NCFTE However, the existing courses which are currently running are not in alignment with these various aspects e.g., Credit System. 4 Stages of School Education (5+3+3+4). Entry- exit policy, no hard separation etc. These changes in curricula would also necessitate changes in the norms, standards and regulations. For the reasons aforementioned, it is not feasible to process any pending applications.

***In light of the above, the Council members unanimously decided the following:***

- I. ***At present, there are several institutions which have been recognised by the Regional Committees of NCTE wherein courses/ programme, other than diploma level courses, are running. An Expert Committee be constituted to devise the modalities for conversion of these recognised institutions into multidisciplinary institutions in line with NEP 2020.***
- II. ***The applications pending before the Regional Committees of NCTE shall not be processed further. Hence, all such pending applications before RCs at any stage of processing be returned along with the processing fee to the concerned institution(s).***
- III. ***In the cases where the applications are being processed/ reopened as per the directions of the Hon'ble Court (s), the concerned Regional Committee shall file a review/appeal before the Hon'ble Court(s) alongwith stay application against the order passed by the Hon'ble Court(s) for processing of application(s) in view of the decision of the Council has taken in II above.***





Noting the above decision of the General body of the NCTE, the Appeal Committee decided not to entertain the Appeal of the applicant institution and, therefore, the order of the NRC dated 30.12.2015 refusing recognition for B.Ed. programme of the institution is confirmed.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing and in the light of decision taken by the General Body of the NCTE in its 55<sup>th</sup> meeting held on 14.07.2022, the Appeal Committee of the Council concluded that the appeal of the institution cannot be entertained. Hence, the instant appeal deserves to be rejected and impugned refusal order dated 30.12.2015 of NRC is confirmed.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, M.V.R. Degree College, 1740, 1749, Kasiya, G.T. Road, Sirathu, Kaushambi, Uttar Pradesh-212201**
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-194/E-319239/2023 Appeal/13th Meeting, 2023**  
**APPWRC202314706**

Smt. Kamla Devi Teacher Training College, 341/1, Jasol, Tirth Road, Nakodaji, Himand, Barmer, Rajasthan-344025	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
		<b><u>Now</u></b>
		Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Harpal Shastri, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, NRC (Now WRC)</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Smt. Kamla Devi Teacher Training College, 341/1, Jasol, Tirth Road, Nakodaji, Himand, Barmer, Rajasthan-344025** dated 08.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.NRC/NCTE/RJ-1553/207th Meeting/2012/35345-351** dated 28.12.2012 of the Northern Regional Committee (**Now Western Regional Committee**), withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not furnished reply of the Show Cause Notice issued by NRC."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Harpal Shastri, Secretary of Smt. Kamla Devi Teacher Training College, 341/1, Jasol, Tirth Road, Nakodaji, Himand, Barmer, Rajasthan-344025** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "To the Member Secretary National Council for Teacher Education New Delhi-110075. Sir /Madam the Appellant has applied prefer this Appeal under section 18 f NCTE Act 1993 on the following facts and grounds: - Facts 1. The Institution has applied for recognition for B.Ed. Course and accordingly the then NRC has issued recognition order on 03.09.2008 for an annual Intake of 100 students. 2. It is submitted that surprisingly, the Institution has received withdrawal order dated 28.12.2012 without any opportunity being heard to the Institution by the then NRC. The Institution is situated now within the territorial Jurisdiction of WRC, as such the WRC has been made as a party in the present Appeal. That Secretary of the society was seriously ill as such Appeal could not be filed within the stipulated time as provided under law. Grounds 1. Because, the Institution has not received any notice prior to withdrawal of the Recognition, as such it is violation of principle of Natural Justice. 2. The Regional Committee cannot withdraw the recognition without giving proper opportunity to the Institution. 3. Because, as per the withdrawal order, it is mentioned that only one notice was issued to the institution however the Regional Committee ought to have issue more than one opportunity through Show Cause Notice to the institution prior the withdrawal of the recognition. 4. Once the Show Cause Notice was not received by the Institution, the reply of same would not arise, as such the observation made by the Regional Committee in withdrawal is wrong and



incorrect and is violation of procedure laid down by the NCTE issued by the time to time. 5. The Secretary of the society was seriously ill continuously due to slip disc and was not in position to move anywhere and has recently recovered. During this period the Doctor has suggested to take complete bed rest. Copy of the Medical Certificate is enclosed. The delay caused in filing of appeal may condone on this ground alone. PRAYER It is most respectfully prayed that in view of above facts and ground the appeal may be allowed and thereby withdrawal order dated 28.12.2012 may be set aside and matter may be remanded back to Regional Committee to decide a fresh for granting Recognition to the institution, because all the condition laid down by the NCTE is fulfilled by the institution for recognition from that time. Authorized Representative of the Institution.”

### III. OUTCOME OF THE CASE

**The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.**

The Appeal Committee noted that the appellant institution had submitted an application to the Northern Regional Committee (**Now Western Regional Committee**) for grant of recognition for seeking permission for running the B.Ed. Course on 14.12.2007. The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 03.09.2008. The recognition of the institution for B.Ed. programme was withdrawn by the NRC (**Now WRC**) vide order dated 28.12.2012.

The Appeal Committee noted that the NRC (**Now WRC**) had withdrawn the recognition of the appellant institution vide order dated 28.12.2012 against which the appellant institution has preferred an appeal dated 08.10.2023.

The Appeal Committee during the on-line hearing held on 19.10.2023 noted the documents submitted by the Appellant alongwith Appeal report and submission made therein, it was found that the Appeal suffers from enormous delay of 10 years & 8 months and the Committee found that delay is unreasonable without any proper



justification. The appellant institution has also failed to show any sufficient cause for the enormous delay. Hence, as per the extant Rules & Regulation of the NCTE delay cannot be condoned without any reasonable cause. Hence, the Appeal committee found it fit case for non-admission of the Appeal on ground of delay and laches.

Noting and submission and verbal arguments advanced during the online hearing, the Appeal Committee of the Council decided that the present Appeal is not admitted, and withdrawal dated 28.12.2012 issued by NRC (**Now WRC**) is confirmed.

**IV. DECISION: -**

**After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that present Appeal is not admitted, and withdrawal dated 28.12.2012 issued by NRC (Now WRC) is confirmed.**

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Smt. Kamla Devi Teacher Training College, 341/1, Jasol, Tirth Road, Nakodaji, Himand, Barmer, Rajasthan-344025**
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-195/E-319241/2023 Appeal/13th Meeting, 2023  
APPWRC202314707**

Smt. Santra Devi B.Ed. College, 314/1, Jasol, Tirth Road, Nakodaji, Himada, Barmer, Rajasthan-344025	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.  <b><u>Now</u></b>  Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Harpal Shastri, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, NRC (Now WRC)</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### I. GROUNDS OF WITHDRAWAL

The appeal of **Smt. Santra Devi B.Ed. College, 314/1, Jasol, Tirth Road, Nakodaji, Himada, Barmer, Rajasthan-344025** dated 08.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.NRC/NCTE/RJ-1557/207th Meeting/2012/35325-330** dated 28.12.2012 of the Northern Regional Committee, (**Now Western Regional Committee**) withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not furnished reply of the Show Cause Notice issued by NRC."

### II. SUBMISSIONS MADE BY APPELLANT: -

**Mr. Harpal Shastri, Secretary of Smt. Santra Devi B.Ed. College, 314/1, Jasol, Tirth Road, Nakodaji, Himada, Barmer, Rajasthan-344025** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "To the Member Secretary National Council for Teacher Education New Delhi-110075. Sir /Madam the Appellant has applied prefer this Appeal under section 18 f NCTE Act 1993 on the following facts and grounds: - Facts 1. The Institution has applied for recognition for B.Ed. Course and accordingly the then NRC has issued recognition order on 03.09.2008 for an annual Intake of 100 students. 2. It is submitted that surprisingly, the Institution has received withdrawal order dated 28.12.2012 without any opportunity being heard to the Institution by the then NRC. The Institution is situated now within the territorial Jurisdiction of WRC, as such the WRC has been made as a party in the present Appeal. That Secretary of the society was seriously ill as such Appeal could not be filed within the stipulated time as provided under law. Grounds 1. Because, the Institution has not received any notice prior to withdrawal of the Recognition, as such it is violation of principle of Natural Justice. 2. The Regional Committee cannot withdraw the recognition without giving proper opportunity to the Institution. 3. Because, as per the withdrawal order, it is mentioned that only one notice was issued to the institution however the Regional Committee ought to have issue more than one opportunity through Show Cause Notice to the institution prior the withdrawal of the recognition. 4. Once the Show Cause Notice was not received by the Institution, the reply of same would not arise, as such the observation made by the Regional Committee in withdrawal is wrong and incorrect and is





violation of procedure laid down by the NCTE issued by the time to time. 5. The Secretary of the society was seriously ill continuously due to slip disc and was not in position to move anywhere and has recently recovered. During this period the Doctor has suggested to take complete bed rest. Copy of the Medical Certificate is enclosed. The delay caused in filing of appeal may condone on this ground alone. PRAYER It is most respectfully prayed that in view of above facts and ground the appeal may be allowed and thereby withdrawal order dated 28.12.2012 may be set aside and matter may be remanded back to Regional Committee to decide a fresh for granting Recognition to the institution, because all the condition laid down by the NCTE is fulfilled by the institution for recognition from that time. Authorized Representative of the Institution.”

### III. OUTCOME OF THE CASE

**The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.**

The Appeal Committee noted that the appellant institution had submitted an application to the Norther Regional Committee (**Now Western Regional Committee**) for grant of recognition for seeking permission for running the B.Ed. Course on 14.12.2007. The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 17.09.2008. The recognition of the institution for B.Ed. programme was withdrawn by the NRC (**Now WRC**) vide order dated 28.12.2012.

The Appeal Committee noted that the NRC (**Now WRC**) had withdrawn the recognition of the appellant institution vide order dated 28.12.2012 against which the appellant institution has preferred an appeal dated 08.10.2023.

The Appeal Committee during the on-line hearing held on 19.10.2023 noted the documents submitted by the Appellant alongwith Appeal report and submission made therein, it was found that the Appeal suffers from enormous delay of 10 years & 8 months and the Committee found that delay is unreasonable without any proper



justification. The appellant institution has also failed to show any sufficient cause for the enormous delay. Hence, as per the extant Rules & Regulation of the NCTE delay cannot be condoned without any reasonable cause. Hence, the Appeal committee found it fit case for non-admission of the Appeal on ground of delay and laches.

Noting and submission and verbal arguments advanced during the online hearing, the Appeal Committee of the Council decided that the present Appeal is not admitted, and withdrawal dated 28.12.2012 issued by NRC (Now WRC) is confirmed.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that present Appeal is not admitted, and withdrawal dated 28.12.2012 issued by NRC (Now WRC) is confirmed.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

**Copy to :-**

1. The Principal, Smt. Santra Devi B.Ed. College, 314/1, Jasol, Tirth Road, Nakodaji, Himada, Barmer, Rajasthan-344025
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-196/E-319341/2023 Appeal/13th Meeting, 2023**  
**APPERC202314710**

Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Susanta Ghosh, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023

## ORDER/आदेश

### **I. GROUND OFS OF WITHDRAWAL**

The appeal of **Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134** dated 11.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.ER-333.14/NCTE/ERCAPP3688/B.Ed./WB/2023/68899** dated 17.10.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "The institution has not submitted the reply of Final Show Cause Notice dated 18.09.2023 issued to it."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Susanta Ghosh, Secretary of Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "The institution is having 1 Principal + 17 Faculty duly verified & approved by affiliating university. The latest faculty list duly approved by university containing seal/stamp and signature of the competent authority is enclosed as Annexure-1. Thus, institution fulfils the requirement of faculty as laid down by NCTE Regulations, 2014 and there is not deficiency in this regard. A copy of approved faculty list is enclosed as Annexure-2. It is submitted that ERC vide its order dated 02.05.2015, 07.12.2021 granted recognition to Mother Teresa College of Education for conducting B.Ed. Course. Thus, the institute is existing from last 6 years. It is submitted that as the institution is submitting compliance in respect of the aforesaid deficiencies pointed out by ERC, therefore, the aforesaid compliance/ subsequent development may kindly be taken not account and after considering the aforesaid compliance/supporting documents, the decision taken by ERC to withdraw recognition of B.Ed. course may be set aside and matter be remanded back to ERC with direction for continuation of recognition of B.Ed. course."

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.



The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 50 students vide order dated 02.05.2016 and an additional intake of 50 (Existing 50 intake + Additional 50 intake) thus making total intake of 100 seats (two basic units) vide order dated 07.12.2021 as per NCTE Regulations, 2014. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 17.10.2023.

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+16) members dated 24.05.2022 approved by the Registrar, The West Bengal University of Teacher's Training Education Planning and Administration as per provisions of NCTE Regulations, 2014 alongwith statement of salary disbursement to the faculty.
- (ii) A copy of Fire Safety Certificate issued by the West Bengal Fire Department.
- (iii) A copy of Audit Report for the last three years of the institution.

The Appeal Committee further noted that the institution had already got verified its faculty physically by the University on 24.05.2022. It is also requested the University its letter dated 12.09.2023 and 16.10.2023 to get the faculty physically verified again. The institution submitted during the appeal hearing that they have always ready to present the faculty before the affiliating University. The Appeal Committee in light aforesaid submission and perusal of documents, decided that the ERC NCTE may seek strict proof of authenticity of faculty list submitted by the institution from the affiliating University.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 17.10.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled "**Rambha College of Education V/s NCTE**" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.



The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, required to be verified. The ERC is required to verify the faculty list submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned competent authority as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 17.10.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the faculty list submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned



competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the faculty list submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।

**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal.





**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
**File No. 89-197/E-319340/2023 Appeal/13th Meeting, 2023**  
**APPERC202314711****

Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Susanta Ghosh, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### **I. GROUND OF WITHDRAWAL**

The appeal of **Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134** dated 11.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.No.ER-333.14/NCTE/ERCAPP127/2012 & ERCAPP4161/ D.El.Ed. & D.El.Ed. Add./WB/2023/68893** dated 17.10.2023 of the Eastern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that "The institution has not submitted the reply of Final Show Cause Notice dated 18.09.2023 issued to it."

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Mr. Susanta Ghosh, Secretary of Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that "The institution is having 1 HOD + 16 Faculty duly verified & approved by affiliating Board. The latest faculty list duly approved by WBBPE containing seal/stamp and signature of the competent authority is enclosed as Annexure-1. Thus, institution fulfils the requirement of faculty as laid down by NCTE Regulations, 2014 and there is no deficiency in this regard. A copy of approved faculty list is enclosed as Annexure-2. It is submitted that ERC vide its order dated 03.03.2015, 02.05.2016 granted recognition to Mother Teresa College of Education for conducting D.El.Ed. Course. Thus, the institute is existing from last 8 years. It is submitted that as the institution is submitting compliance in respect of the aforesaid deficiencies pointed out by ERC, therefore, the aforesaid compliance/ subsequent development may kindly be taken into account and after considering the aforesaid compliance/ supporting documents, the decision taken by ERC to withdraw recognition of D.El.Ed. course may be set aside and matter be remanded back to ERC with direction for continuation of recognition of D.El.Ed. course."



### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for D.El.Ed. Course with an annual intake of 50 students vide order dated 02.05.2016 and an additional intake of 50 (Existing 50 intake + Additional 50 intake) thus making total intake of 100 seats (two basic units) vide order dated 02.05.2016 as per NCTE Regulations, 2014. The recognition of the institution for D.El.Ed. programme was withdrawn by the ERC vide order dated 17.10.2023.

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+17) members dated 05.03.2022 approved by the Secretary, West Bengal Board of Primary Education as per provisions of NCTE Regulations, 2014 alongwith statement of salary disbursement to the faculty.
- (ii) A copy of Fire Safety Certificate issued by the West Bengal Fire Department.
- (iii) A copy of Audit Report for the last three years of the institution.

The Appeal Committee noted that main ground of Final Show Cause Notice issued to the institution that the Registrar of Baba Saheb Ambedkar Education University informed the ERC that the institution has not presented the faculty for physical verification. The Committee noted that the ERC failed to consider that affiliating body for D.El.Ed. course is West Bengal Board of Primary Education and not the Baba Saheb Ambedkar Education University.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 17.10.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in W.P(C). no. 3231/2016 titled "Rambha College of Education V/s NCTE" wherein the Hon'ble



Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 17.10.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records



available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Mother Teresa College of Education, 1382, 1405, 1406, 1408, 1409, Gobindapur, Khalshi Road, Khalshi, 5 No. Serpur, North Dinajpur, West Bengal-733134**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
**File No. 89-198/E-319397/2023 Appeal/13th Meeting, 2023**  
**APPERC202314714****

Fundamental Institute of Teachers Training, 129,136,138/703, Bataskuri, Hilli Balurghat Road, Banshihari, Bhaktipur, South Dinajpur, West Bengal-733121	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Mr. Liakat Ali, Secretary</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### I. GROUNDS OF WITHDRAWAL

The appeal of **Fundamental Institute of Teachers Training, 129,136,138/703, Bataskuri, Hilli Balurghat Road, Banshihari, Bhaktipur, South Dinajpur, West Bengal-733121** dated 12.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No.ER-333.21/NCTE/ERCAPP3704/B.Ed./WB/2023/68906** dated 17.10.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The institution has submitted the faculty list dated 31.05.2017 comprising 01 Principal + 18 Lecturers. The said list is without seal of the affiliating body. The institution has not submitted the latest faculty list duly approved by the affiliating body concerned. (ii). The website of the institution is [www.dhet.in](http://www.dhet.in). However, the institute has not uploaded faculty list on their website and the additional information as per clause 7(14), 8(6) and 10(3) of the NCTE Regulation, 2014 and Clause 2 (C) of the NCTE Regulations dated 28.04.2017. (iii). The institution has submitted the Fire Safety Certificate digitally approved by the Divisional Fire Officer; West Bengal Fire & Emergency Services dated 25.02.2022. However, as per official website of fire department i.e., [www.edistrict.wb.gov.in](http://www.edistrict.wb.gov.in). The Fire application No. IND/WB/FES/20202022/72431 dated 10.11.2021 of the institution has been found to be rejected. (iv). Latest Non-Encumbrance Certificate issued by competent authority is not submitted by the institution. (v). The institution has submitted the Building Completion Certificate (BCC) approved by Civil Engineer dated 24.10.2015. The institution has not submitted the Building Completion Certificate in prescribed issued from Govt. Engineer as per NCTE Regulations, 2014.”

### II. SUBMISSIONS MADE BY APPELLANT: -

**Mr. Liakat Ali, Secretary of Fundamental Institute of Teachers Training, 129,136,138/703, Bataskuri, Hilli Balurghat Road, Banshihari, Bhaktipur, South Dinajpur, West Bengal-733121** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “The faculty list





comprising of 01 Principal + 16 Lecturers duly approved by the affiliating body with seal /stamp of competent authority is enclosed as ANNEXURE-1. The approved faculty is the latest faculty list. Thus, there is no deficiency in respect of requirement of faculty. The website of the institution is www.dhet.in The institution is maintaining its website and is displaying all the requisite information on the website as per as per clause 7(14), 8(6), 10(3) of the NCTE Regulations, 2014 and Clause 2(C) of the NCTE Regulations dated 28.04.2017. The latest approved faculty list is also uploaded/displayed on the website. A printout of the website is enclosed as ANNEXURE-2. Thus, there is no deficiency in this regard. The latest Fire Safety Certificate dated \_12.07.2023 issued by Divisional Fire Officer, South Dinajpur is enclosed as ANNEXURE-3. Thus, there is no deficiency in this regard. Latest Non-Encumbrance Certificate dated \_29.03.2023 issued by Block Land & Land Reforms Officer, Dakshin Dinajpur competent authority is enclosed as ANNEXURE-4. Thus, there is no deficiency in this regard. The latest Building Completion Certificate dated 09.03.2023 issued by Executive Engineer, Midnapore Highway Division competent authority in the proforma prescribed by NCTE under as per NCTE Regulation, 2014 is enclosed as ANNEXURE-5. Thus, there is no deficiency in this regard. It is submitted that ERC vide its order dated 30.04.2017 granted recognition to Fundamental Institute of Teachers Training for conducting B.Ed. Course. Thus, the institute is existing from last 6 years. It is submitted that as the institution is submitting compliance in respect of all five deficiencies pointed out by ERC, therefore, the aforesaid compliance /subsequent development may kindly be taken into account and after considering the aforesaid compliance/supporting documents, the decision taken by ERC to withdraw recognition of B.Ed. Course may be set aside and matter be remanded back to ERC with direction for continuation of recognition of B.Ed. Course.”

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.



The Appeal Committee noted that the appellant institution was granted recognition for D.El.Ed. Course with an annual intake of 100 students vide order dated 30.04.2017. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 17.10.2023.

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+16) members dated 29.09.2023 approved by the Registrar, Baba Saheb Ambedkar Education University, Erstwhile WBUTTEPA as per provisions of NCTE Regulations, 2014.
- (ii) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.
- (iii) A copy of Fire Safety Certificate issued by the West Bengal Fire Department.
- (iv) A copy of Building Completion Certificate (BCC) approved by Executive Engineer dated 09.03.2023.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 17.10.2023 and keeping in view, the Hon'ble High Court of Delhi Judgment dated **23.02.2017** passed in **W.P(C). no. 3231/2016** titled "**Rambha College of Education V/s NCTE**" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Eastern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -



***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 17.10.2023 is set-aside as the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.



#### IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with ERC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

#### Copy to :-

1. The Principal, Fundamental Institute of Teachers Training, 129,136,138/703, Bataskuri, Hilli Balurghat Road, Banshihari, Bhaktipur, South Dinajpur, West Bengal-733121
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलीय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

**राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075**

**Date /दिनांक - 31/10/2023**

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील  
**File No. 89-157/E-316191/2023 Appeal/13th Meeting, 2023**  
**APPLSRC202314668****

Arundathi D.Ed. College, 10/2, Rangampet, Shorapur, Yadgir, Karnataka-585220  <b>APPELLANT</b>	<b><u>Vs</u></b>	Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.  <b>RESPONDENT</b>
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<b>Representative of Appellant</b>	<b>Dr. Mahanta Gouda, Director</b>
<b>Respondent by</b>	<b>Regional Director, SRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

## ORDER/आदेश

### I. GROUNDS OF WITHDRAWAL

The appeal of **Arundathi D.Ed. College, 10/2, Rangampet, Shorapur, Yadgir, Karnataka-585220** dated 06.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F.SRC/NCTE/APSO2044/D.Ed./{KA}/2022/137895** dated 13.12.2022 of the Southern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that “(i). The institution has submitted faculty staff list of One principal + Six Lecturer which is not sufficient for running the programme. (ii). The institution has submitted notarized copy of Non-Encumbrance Certificate in Regional language. (iii). Total built up area of the institution is 1240.31 sq. mt. which is less than the requirement laid down under NCTE Regulations, 2014. (iv). The institution did not submit blueprint of building plan. (v). The institution has submitted website which is not functioning. (vi). The website of the institution is not uploaded with the information required under clause 7(14)(i), 8(14) and 10(3) of NCTE Regulations, 2014.”

### II. SUBMISSIONS MADE BY APPELLANT: -

**Dr. Mahanta Gouda, Director of Arundathi D.Ed. College, 10/2, Rangampet, Shorapur, Yadgir, Karnataka-585220** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). We humbly submit that our institution is having total 10 staff members. One Principal, 7 Lecturers, One Fine Arts and One Physical Education Lecturer as per NCTE norms. We are submitting herewith the approved staff list duly approved by the Director, SCERT, Bengaluru who is the affiliating body for the D.El.Ed. course. (ii). We are submitting herewith the latest Non-Encumbrance Certificate in original and English translated version with notary attestation for kind consideration. (iii). We humbly submit that our institution is having total built up area of 42750 sq. ft. i.e., 3971.60 sq. mt. having ground and first floor. We are submitting herewith the Building Completion Certificate issued by the Commissioner, Municipal Council, Shorapur for kind consideration. (iv). We are submitting herewith the Building Plan of our institution duly approved by the Commissioner, Municipal Council, Shorapur for kind consideration. (v). Our

institution is having functional website [www.arundathidedcollege.org](http://www.arundathidedcollege.org). The screen shot of the website is submitted herewith for kind consideration. (vi). We humbly submit that all the details as sought in the NCTE Regulations, 2014 has been uploaded on the website. Our website is having all the details as required under NCTE norms.”

### III. OUTCOME OF THE CASE

**The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.**

The Appeal Committee noted that the appellant institution was granted recognition for D.El.Ed. Course of two and half year's duration with an annual intake of 50 students vide order dated 21.12.2005. The recognition of the institution for D.El.Ed. programme was withdrawn by the SRC vide order dated 13.12.2022.

The Appeal Committee noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+9) members dated 10.03.2023 approved by the Director, SCERT as per provisions of NCTE Regulations, 2014 alongwith an Affidavit.
- (ii) A copy of Building Plan, Building Completion Certificate issued by the Municipal Commissioner, Shorapur and a copy of Non-Encumbrance Certificate in original and English translated version.
- (iii) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.

The Appeal Committee further noted that there is 7 months delay in filing of appeal, and during the hearing of appeal, the institution has explained the delay and the institution has prayed to condone the delay on the basis of submission made by institution, the Committee decided to condone the delay, as such delay in filing of appeal is hereby condoned.

The Appeal Committee noted that the institution has submitted documents with respect to points mentioned in the Withdrawal Order dated 13.12.2022 and keeping in





view, the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in W.P(C). no. 3231/2016 titled "Rambha College of Education V/s NCTE" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Southern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***"Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner."***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***"Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed."***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 13.12.2022 is set-aside as the Appellate Committee has decided to remand back the case to SRC for revisiting the matter.



Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to SRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with SRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to SRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with SRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the SRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the SRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Arundathi D.Ed. College, 10/2, Rangampet, Shorapur, Yadgir, Karnataka-585220**
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Karnataka.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
File No. 89-140/E-313368/2023 Appeal/13th Meeting, 2023  
APPLERC202314649

Al Ameen College of Education, 1340, 1347, 1348, Papuri, Nanor, Birbhum, West Bengal- 731240	<b><u>Vs</u></b>	Eastern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Representative of the institution</b>
<b>Respondent by</b>	<b>Regional Director, ERC</b>
<b>Date of Hearing</b>	19.10.2023
<b>Date of Pronouncement</b>	31.10.2023

*hijer*

## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Al Ameen College of Education, 1340, 1347, 1348, Papuri, Nanoor, Birbhum, West Bengal-731240** dated 04.08.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No.ER-326.25/NCTE/ERCAPP3101/B.Ed./WB/2023/68157** dated 08.06.2023 of the Eastern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “The institution has not submitted the reply of Final Show Cause Notice dated 09.04.2022 issued to it.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

The Representative of **Al Ameen College of Education, 1340, 1347, 1348, Papuri, Nanoor, Birbhum, West Bengal-731240** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(Reply of show cause notice meeting no-274 dated 15<sup>th</sup> 16<sup>th</sup> July 2019 institution submitted required documents such as approved faculty list, exiting faculty list, which was approved by the affiliating body, university of Burdwan before 06.09.2017 before the letter no NCTE-CDN016(13)/18/2018/CDN-HQ dated 02.08.2018. So, appointment of NET/SLET/SET/ Ph.D. candidates as per amended norms of B.Ed. course did not require. It is clearly reflected in the staff list approved by the University of Burdwan dated 30.04.2017 on the basis of which recognition order as granted by the ERC-NCTE Bhubaneswar. Approval dated of faculty is 30.04.2017 which would be considered by ERC office that it is before the 06.09.2017. Office of the ERC-NCTE New Delhi inadvertently observed and found the deficiency in the process of recruitment of required faculty list which was admitted and granted recognition order for conducting B.Ed. course by the order no. ER-247.6.10/ERCAPP3101B.Ed./2017/55664 dated 09.01.2018. With humble respect to the ERC-NCTE show cause notice relating to the appointment of faculty was made as per new notification NCTE-CDN016(13)/18/2018/CDN-HQ dated 02.08.2018 regarding qualification and eligibility of faculty was submitted to ERC-NCTE within the stipulated period and submitted within

the prescribed dated of first show cause notice. The office of the ERC-NCTE did not mark any deficiencies, discrepancy and lack of required documents as per 7(13) of NCTE regulation 2014. After then they issued second show cause notice without mentioning any documents asked by regulation. Institution is hereby enclosing require documents relating to the above statement as documentary evidence for relief.”

### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course of two years duration vide order dated 09.01.2018. The recognition of the institution for B.Ed. programme was withdrawn by the ERC vide order dated 08.06.2023.

The Appeal Committee noted that the instant matter was taken up by the Appellate Committee in the 9<sup>th</sup> Meeting, 2023 held on 28.08.2023 whereby the Appeal Committee decided to grant 2<sup>nd</sup> Opportunity to the institution. The operative part of the decision is as under: -

***“The Appeal Committee noted the documents submitted alongwith its appeal report and submission made during online appeal hearing on 28<sup>th</sup> August, 2023. The Appeal Committee observed that the appellant institution has not submitted latest staff list alongwith substantial proof regarding payment of salary to the faculty etc. Hence the Appeal Committee decided that the appellant institution is required to submit the following documents so that the decision of the Appeal Committee become authenticated: -***

- (i) The institution is required to submit latest consolidated Staff list duly approved by the affiliating University as per the prescribed Format. (In case the institution is running more than one teacher education programme, it is required to submit staff list duly approved by the Affiliating Body for each of the recognized teacher education programme being run by the institution.***
- (ii) An affidavit containing details of approved & appointed faculty with their account number showing that the salary is being paid through bank for last 3 months.***
- (iii) The institution is required to submit proof of uploaded information of the Website of the institution as required under clause 7(14) (i), 8 (14) and 10 (3) of the NCTE Regulations, 2014.***



- (iv) *The institution is required to clarify about the status of land & building of the institution as per provisions of the NCTE Regulations.*

*In view of above, the Committee decided to grant another (Second) opportunity to the appellant institution with the direction to submit the aforesaid documents on or before next date of the Appeal Committee Meeting.*

**IV. DECISION: -**

*Appeal Committee as per extant appeal rules decided to grant another (Second) opportunity to the appellant institution to present its case before the Appellate Authority in its next meeting with all the required documents as sought for in the aforesaid decision."*

The Appeal Committee also noted that the Appellant Institution in addition to the explanation mentioned in appeal report submitted the following documents with a claim to have rectified the shortcomings pointed out in the impugned withdrawal order: -

- (i) A copy of faculty list (1+7) members dated 18.10.2023 approved by the Registrar, Baba Saheb Ambedkar Education University (Erstwhile WBUTTEPA) as per provisions of NCTE Regulation, 2014 alongwith certificates of academic & professional educational qualification viz. B.Ed., M.Ed., NET/SLET etc.
- (ii) A copy of screen shot of website showing uploading the requisite documents on the website of the institution.
- (iii) A copy of status of land & building of the institution.

The Appeal Committee noted the institution has newly appointed all the faculty members. However, the institution has not submitted account number showing that the salary is being paid through bank for last 3 months as pointed out by the Appeal Committee in its 11<sup>th</sup> meeting held on 27.09.2023.

The Appeal Committee keeping in view, the Hon'ble High Court of Delhi Judgment dated 23.02.2017 passed in W.P(C). no. 3231/2016 titled "**Rambha College of Education V/s NCTE**" wherein the Hon'ble Court has directed the Appeal Committee to take into consideration the subsequent documents of the Appellant while disposing of the Appeal has to be taken on record.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, required to be verified. The ERC is





required to verify the authenticity of faculty list and disbursement of salary to the faculty submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned competent authority as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 08.06.2023 is set-aside and the Appellate Committee has decided to remand back the case to ERC for revisiting the matter.

Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to ERC with a direction to verify the authenticity of faculty list and disbursement of salary to the faculty submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in





appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given in the order.

#### IV. DECISION: -

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to ERC with a direction to verify the authenticity of faculty list and disbursement of salary to the faculty submitted in appeal from the concerned Affiliating University and also at is liberty to verify other documents from the concerned competent authority. The Appellant institution is directed to forward to the ERC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the ERC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time as per direction given in the order.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



Deputy Secretary (Appeal)/उप सचिव (अपील)

#### Copy to :-

1. The Principal, Al Ameen College of Education, 1340, 1347, 1348, Papuri, Nanoor, Birbhum, West Bengal-731240
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**  
**File No. 89-156/E-316187/2023 Appeal/13th Meeting, 2023**  
**APPLNRC202314672**

Sukhamaya Mahila Mahavidyalaya, 1785, Behara, Kerakat, Jaunpur, Uttar Pradesh-222181	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>Ms. Poonam Singh, President</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>

*Signature*

## ORDER/आदेश

### **I. GROUND OF WITHDRAWAL**

The appeal of **Sukhamaya Mahila Mahavidyalaya, 1785, Behara, Kerakat, Jaunpur, Uttar Pradesh-222181** dated 12.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No. NRC/NCTE/UP-1056-B.Ed./403<sup>rd</sup> (Online Mode) Meeting/2023/222695** dated 26.07.2023 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The revised recognition order was not issued to the institution. (ii). As per decision of NRC in its 325<sup>th</sup> Meeting, the first show cause notice was issued to the institution on 19.01.2021. (iii). Reply of the first SCN has not been submitted by the institution.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

**Ms. Poonam Singh, President of Sukhamaya Mahila Mahavidyalaya, 1785, Behara, Kerakat, Jaunpur, Uttar Pradesh-222181** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). Institution has duly replied to the Show Cause Notice dated 19.01.2021 within time vide letter dated 17.02.2021 by hand to NRC, NCTE and final show cause notice dated 23.06.2023 vide reply letter dated 10.07.2023 through speed post. (ii). The institution has duly submitted the Affidavit dated 06.04.2015 for the issuance of revised recognition order vide letter dated 18.05.2015 sent via speed post. (iii). The institution duly submitted all the requisite details vide reply dated 17.02.2021 and submitted directly to NRC, NCTE by hand. The filing acknowledgement has also been given by NRC NCTE on 17.02.2021.”

### **III. OUTCOME OF THE CASE**

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.



The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 08.07.2004. After promulgation of NCTE Regulations, 2014, the institution has not consented to come under the Regulations, 2014 and affidavit in this regard was also not submitted by the institution. Hence, revised recognition order for B.Ed. two-year duration was not issued to the institution. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 26.07.2023.

The Appeal Committee noted that the instant matter was taken up by the Appellate Committee in the 11<sup>th</sup> Meeting, 2023 held on 27.09.2023 whereby the Appeal of the Council concluded that the Appeal is kept pending till the report is submitted by NRC.

The Appeal Committee noted that the NRC vide letter dated 16.10.2023 submitted its report wherein the following has been informed: -

***“With reference to your letter dated 16.10.2023, it is informed you that the institution has submitted affidavit dated 16.04.2015 vide letter dated 18.05.2015. Copy of letter and affidavit dated 16.04.2015 enclosed for further needful action please.”***

The Appeal Committee further noted that the main ground of withdrawal by NRC, NCTE was not replying to the SCN dated 19.01.2021 and final SCN dated 23.06.2023 by the institution. The institution during the appeal hearing submitted that it has duly replied to SCN and FSCN issued by the NRC, NCTE and submitted a proof thereof. The Appellant institution also contended that they have filed the compliance affidavit in compliance of NCTE Regulations, 2014 and institution is having continuous affiliation from the affiliated University i.e., Veer Bahadur Singh Purvanchal University, Jaunpur, Uttar Pradesh. The NRC also informed the Appeal Committee that the institution had submitted affidavit dated 16.04.2015 vide letter dated 18.05.2015.

The Appeal Committee observed that this is a RPRO case for B.Ed. programme and recognition was granted to the institution on 08.07.2004. The Appeal Committee also noted that the NRC withdrawn the recognition of the institution on 26.07.2023 and



failed to take a due necessary action within reasonable time, if the institution was deficient and non-compliant of NCTE Regulations, 2014, NRC should have taken due action against the institution at that point of time. The NRC, NCTE should also have taken opinion from the Regulation Division of the NCTE wherein so many years has been passed and the recognition of the institution is continuing considering the concern and welfare of the students.

The Appeal Committee noted that the document submitted in appeal *vis a vis* the grounds mentioned in the order of withdrawal, require to be examined and verified by the **Northern Regional Committee, NCTE** as per provisions of the NCTE Regulations, 2014, guidelines and amendments issued from time to time and decision taken accordingly.

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 08.04.2021, passed in W.P. (C) 4382/2021 has observed as follows: -

***“Appellate Committee of NCTE, is directed to ensure that, whenever an order of remand is passed, the status of the impugned is clearly spelt out so that the institution is not compelled to approach the Court in this manner.”***

Appeal Committee noted that the Hon'ble High Court of Delhi vide order dated 30.07.2021, passed in W.P. (C) 7260/2021 has observed as follows: -

***“Although the Appellate Committee of the NCTE would be well advised to expressly quash the original order of the concerned Regional Committee while remanding the matter, the position in law is that the order automatically stands quashed. The institution is, therefore, entitled to the benefits of recognition until a fresh withdrawal order is passed.”***

In view of the afore-mentioned extracts of the court orders, the impugned withdrawal order dated 26.07.2023 is set-aside as the Appellate Committee has decided to remand back the case to NRC for revisiting the matter.



Noting the submission and verbal arguments advanced during the hearing, Appeal Committee decided to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

**IV. DECISION: -**

After perusal of the Appeal Report, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded to remand back the case to NRC with a direction to verify the submitted documents filed by the Appellant institution with Appeal from the records available with NRC and if it feel necessary and appropriate then documents may also be verified from the concerned competent authority. The Appellant institution is directed to forward to the NRC the documents submitted in appeal within 15 days from the receipt of order of the Appeal and after receipt of the same the NRC to take further necessary action as per the NCTE Regulation, 2014, guidelines and amendments issued from time to time in terms of direction given herein above.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Sukhamaya Mahila Mahavidyalaya, 1785, Behara, Kerakat, Jaunpur, Uttar Pradesh-222181**
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.



**IN THE NCTE APPELLATE AUTHORITY /एनसीटीई अपीलिय प्राधिकरण में**

**NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)**

**G-7, Sector-10, Dwarka, New Delhi-110075**

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

Date /दिनांक - 31/10/2023

**APPEAL FILED UNDER SECTION 18 OF NCTE ACT/**

**एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील**

**File No. 89-160/E-316607/2023 Appeal/13th Meeting, 2023  
APPLNRC202314671**

Sri Babban Singh Shikshak Prashikshan Mahavidyalaya, 822, Ratasia Kothi, Pratappur Factory Road, Bhatpar Rani, Deoria, Uttar Pradesh-274703	<b><u>Vs</u></b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>No one presented</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	<b>19.10.2023</b>
<b>Date of Pronouncement</b>	<b>31.10.2023</b>



## ORDER/आदेश

### **I. GROUNDS OF WITHDRAWAL**

The appeal of **Sri Babban Singh Shikshak Prashikshan Mahavidyalaya, 822, Ratasia Kothi, Pratappur Factory Road, Bhatpar Rani, Deoria, Uttar Pradesh-274703** dated 12.09.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. **F. No./NRC/NCTE/NRCAPP-2344-D.El.Ed./408th Meeting (Blended Mode)/2023/223214** dated 30.08.2023 of the Northern Regional Committee, withdrawing recognition for conducting D.El.Ed. Course on the grounds that “(i). The institution has submitted representation dated 02.08.2023 requesting to close the recognition for D.El.Ed. course. (ii). The representation of the institution dated 02.08.2023 was considered by NRC and the Committee decided to close/withdraw the recognition of D.El.Ed. course run by the institution. Therefore, the institution and all the concerned by informed accordingly.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

No one from **Sri Babban Singh Shikshak Prashikshan Mahavidyalaya, 822, Ratasia Kothi, Pratappur Factory Road, Bhatpar Rani, Deoria, Uttar Pradesh-274703** appeared online to present the case of the appellant institution on 19.10.2023. In the appeal report, it is submitted that “(i). Because the Northern Regional Committee and the Regional Director have withdrawn the recognition of appellants institution without proper considering the resolution dated 09.01.2023 no. 03 as it was only to suspend the recognition and not set-aside the same are withdraw it. (ii). Because the letter representation of the appellants for not passing order on the representation dated 14.08.2023 could not be send earlier due to mistake of college clerk. (iii). Because the appellant is very much interested in running D.El.Ed. classes in the institution and security amount of Rs. 7 lacks & 5 lacks total Rs. 12 Lacks deposited by them is still with the authorities and has not been withdrawn till date and even the interest amount also not been withdrawn. (iv). Because if the recognition is not restored and order dated 30.08.2023 is not recalled Appellants shall suffer irreparable loss. (v). Because the



order at 30.08.2023 of the Regional Director is an ex-parte order passed without providing opportunity of hearing to appellant.”

### III. OUTCOME OF THE CASE

The Appeal Committee in its 13<sup>th</sup> Meeting, 2023 held online on 19<sup>th</sup> October, 2023 perused the relevant records and the documents submitted by appellant institution in the Appeal Report, documents on record and oral arguments advanced during the meeting.

The Appeal Committee noted that the appellant institution was granted recognition for D.El.Ed. Course with an annual intake of 100 students vide order dated 26.06.2018. The recognition of the institution for D.El.Ed. programme was withdrawn by the NRC vide order dated 30.08.2023 on the ground that the institution submitted a representation dated 02.08.2023 requesting to close the recognition for D.El.Ed. course.

The Appeal Committee further noted that the instant matter was taken up by the Appellate Committee in the 11<sup>th</sup> Meeting, 2023 held on 27.09.2023 whereby the Appeal of the Council concluded that the Appeal is kept pending till the report is submitted by NRC. The operative part of the decision is as under:

***“The Appellant Institution informed the Appeal Committee via E-mail dated 25.09.2023 that the appeal of the appellant institution should be decided on the documents submitted by the institution with its Appeal Report.***

***The Appeal Committee noted that the Appellant Institution in the appeal report contended that the NRC withdrawn the recognition of appellants institution without proper considering the resolution dated 09.01.2023 etc.***

***The Appeal Committee in view of the above direct NRC, NCTE to verify the aforementioned documents in accordance with documents submitted by the institution earlier and after verifying the same, a point-wise note/comments shall be submitted to the Appeal Division clarifying the same. Hence, the Appeal Committee decided to keep the matter pending until the report is submitted by the Northern Regional Committee (NRC).***

### IV. DECISION: -

***After perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the online hearing, Appeal Committee of the Council concluded that the Appeal is kept pending till the report is submitted by Northern Regional Committee (NRC), NCTE in terms of direction given herein above.”***



The Appeal Committee noted that the NRC vide letter dated 16.10.2023 submitted its report wherein the following has been informed: -

***“With reference to your letter dated 16.10.2023, it is informed you that the institution has submitted representation letter dated 02.08.2023 received in NRC office on 10.08.2023 with request to State Govt. of Uttar Pradesh not given affiliation to D.El.Ed. course, so withdraw the recognition for D.El.Ed. course and return the FDRs. In this regard the institution has also submitted Affidavit and resolution of the society. Copy of representation dated 02.08.2023, copy of affidavit given by Dr. Bhanu Pratap Singh, Manager and Resolution of the society enclosed for further needful action please.”***

The Appeal Committee noted that the appellant Institution also informed the Appeal Committee via E-mail dated 19.10.2023 that the appeal of the appellant institution should be decided on the documents submitted by the institution with its Appeal Report.

The Appeal Committee noted that the institution vide representation dated 02.08.2023 had submitted representation to the RD, NRC for non-affiliation of the D.El.Ed. course and requested for return of the FDRs to be maintained by the institution for Reserve Fund & Reserve Fund. Accordingly, the withdrawal order was issued by NRC dated 30.08.2023. Therefore, in view of the above, the Appeal Committee confirms that the NRC was justified in withdrawing the recognition.

The Appeal Committee concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned withdrawal order dated 30.08.2023 issued by NRC is confirmed.



**IV. DECISION: -**

After perusal of the Appeal Report, documents on record during the online hearing, Appeal Committee of the Council concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned withdrawal order dated 30.08.2023 issued by NRC is confirmed.

The above decision is being communicated on behalf of the Appeal Committee/ उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।



**Deputy Secretary (Appeal)/उप सचिव (अपील)**

**Copy to :-**

1. **The Principal, Sri Babban Singh Shikshak Prashikshan Mahavidyalaya, 822, Ratasia Kothi, Pratappur Factory Road, Bhatpar Rani, Deoria, Uttar Pradesh-274703**
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.**