



F.No.89-344/E-133651/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Paavai College of Education, Pachal, Paavai Nagar NH-7, Namakkal, Tamil Nadu dated 09/09/2019 is against the Order No. SRC/NCTE/APSO3026/105058 dated 12.06.2019 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that "A Show Cause Notice dt. 06.04.2017 was issued to the institution and reply dt. 05.05.2017 was examined by the Committee. The building plan submitted by the institution is not approved by the competent authority. The institution submitted a copy of letter dt. 01.08.2007 but the same is only related to the structural soundness. The BCC is not approved by the competent authority. The affidavit dt. 08.05.2017 submitted by the institution is not in prescribed format. The institution has not submitted original faculty list duly approved by the affiliating body. The institution submitted a copy of total 12 faculty members signed by the Registrar, TNTFU against the requirement of 16 as stipulated under NCTE Regulations, 2014. The pages of faculty list in respect of faculty namely K. Ramesh, P. Poongothai, N. Arulkumar seems to be manipulated. Approval of affiliating body regarding Principal has not been submitted. Approval of faculty of Performing Arts and Visual Arts has not been submitted. Faculty namely S. Sutharani, K. Ramesh, N. Arul Kumar are not qualified."

AND WHEREAS Sh. A. Mohammed Raffi, Admin Assistant, Paavai College of Education, Pachal, Paavai Nagar NH-7, Namakkal, Tamil Nadu presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that the Appellant institution submitted the online application to the SRC, NCTE for starting the B.Ed. course and also submitted the hard copy of the

application along with documents as per the NCTE Regulations prevailed at that point of time. It is submitted that the lease deed was permissible as per the NCTE Regulations. The SRC after scrutiny of the documents, after conducting the expert visit and all relevant factors granted permission for running the B.Ed. Course to the appellant institution vide its Order dated 08.09.2004 from academic session 2004-2005. A true copy of the recognition order dated 08.09.2004 is annexed. The SRC issued its Revised Recognition Order dated 27.05.2015 to the appellant institution for annual intake of 100 students. A True Copy of the Revised Recognition Order dated 27.05.2015 is being annexed herewith. The appellant vide its letter dated 30.10.2015 submitted the compliance of the Revised Recognition Order. A True Copy of the Appellant letter dated 30.10.2015 is being annexed herewith. The SRC, NCTE issued show cause notice dated 19.09.2016 to the Appellant institution directing to submit the following documents: - "1. 2004 shifting condition 2. SCN in 2009 to submit fee and all documents 3. No action by them till 2016 4. Now they have given only Building Plan & FDRs. Fee not paid. Other points including submission of title deed. BCC etc not acted upon 5. Issue Show Cause Notice for withdrawal of recognition 6. Ask them not to admit fresh students until final orders in this case. Keep the University informed" A True Copy of the Show Cause notice dated 19.09.2016 is being annexed herewith. The Appellant institution in compliance of the show cause notice submitted a proposal vide its letter dated 06.10.2016 for shifting of premises. A true copy of the letter dated 06.10.2016 is being annexed herewith. The SRC considered the Appellant letter dated 06.10.2016 and issued show cause notice dated 06.04.2017 to the Appellant institution directing to submit the following documents: - "1. The Sy. Nos. in Sale Deeds do not tally with the Sy. Nos. in other documents. 2. LUC covers only Sy. Nos. in the Lease Deed 3. It is also not approved by the Tehsildar or the RDO 4. BP is not approved by competent authority 5. BCC is not approved by competent authority 6. The affidavit is not in format 7. Latest approved faculty list is not given 8. Issue SCN for withdrawal of recognition" A True Copy of the Show Cause notice dated 06.04.2017 is being annexed herewith. The Appellant institution vide its letter dated 05.05.2017 submitted the necessary documents to the SRC alongwith Land Use Certificate, building plan approved by competent authority, Building Completion

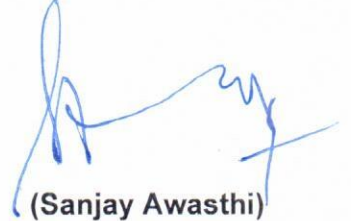
Certificate approved by competent authority, affidavit in format as desired by SRC and a latest approved faculty lists. A true copy of the letter dated 05.05.2017 alongwith the documents is being annexed herewith. The SRC, NCTE failed to take the decision thereafter and suddenly after two years placed the Appellant reply dated 05.05.2017 in its 375th meeting held on 13-14.05.2019 and decided to withdraw recognition. The SRC, NCTE vide its withdrawal order dated 12.06.2019 withdrew the recognition of the Appellant institution on the grounds not included in show cause and without giving any opportunity to the institution to explain the same. The expert team of the NCTE visited the Appellant Institution and verified the infrastructural and instructional facilities. Thereafter, the SRC verified the visiting team report and viewed the CD and considered the documents including Building Completion Certificate, Building Plan etc. and accorded the recognition order to the Appellant Institution and the recognition would not have been withdrawn without ascertaining the proper facts. The SRC on the same documents on which it had withdrawn the recognition had issued the recognition order dated 08.09.2004 to the Petitioner institution and cannot just review the recognition without conducting any expert visit as the recognition was granted only after verification of the infrastructural facilities and the documents by the expert team. The withdrawal order of the SRC is totally devoid of the merit and is not as per the statutory provisions as mandated under NCTE Act, 1993. The Appellant herein is again producing all the documents before the Appeal Committee. It is submitted that the institution is running on the same piece of land and the building wherein the recognition was accorded and if the SRC had any confusion it ought have conducted the expert visit to verify the same. The manner in which the SRC proceeded for withdrawal of recognition under Section 17 of the NCTE Act 1993 is not permissible without following provisions of Section 13. The action of the SRC in withdrawal of recognition of a running institution without due care is a drastic step. It is submitted that the faculties, students, staffs will be displaced by the instant step. The Appellant is an old institution running since 17 years and a sudden withdrawal of recognition without giving a proper opportunity or a personal hearing to the Appellant institution by the SRC is arbitrary and against the principle of natural justice. In identical circumstances, SRC after issuing of show cause notice issued a second show cause

notice terming it as final show cause notice before withdrawal. In the case of Appellant institution, no final notice was issued by the SRC and directly the order for withdrawal was passed. It is submitted that the withdrawal order dated 12.06.2019 was received by the Appellant on 24.06.2019. Thereafter, the Appellant herein sought legal opinion on the withdrawal order, and it was suggested to file the statutory appeal under Section 18 of the Act. The Appellant has all the belief of its success before this forum and prays for condonation of the delay. It is submitted that it appears that SRC, NCTE proceeded in arbitrary manner without considering the documents properly.

AND WHEREAS the Committee noted that the appellant, in the appeal, submitted, a copy of the building plan signed by a Government Official of the Panchayat, copy of the building completion certificate, countersigned by the Assistant Engineer, Panchayat Union; and a copy of the staff list of 16 members, including a Principal, duly countersigned by the Registrar, Tamilnadu Teachers Education University together with copies of approval letters issued by the university. In view of this position, the Committee concluded that the matter deserved to be remanded to the SRC with a direction to consider the documents submitted in appeal, to be sent to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the SRC the document submitted in appeal, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the SRC with a direction to consider the documents submitted in appeal, to be sent to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the SRC the document submitted in appeal, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Paavai College of Education, Pachal, Paavai Nagar NH-7, Namakkal, Tamil Nadu to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Paavai College of Education, Pachal, Paavai Nagar NH-7, Namakkal – 637018, Tamil Nadu.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



F.No.89-345/E-133630/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Swaminathan Saraswathi College of Education for Women, Masinayakanpatty, Ayothiyapattanam, Salem, Tamil Nadu dated 07/09/2019 is against the Order No. SRC/NCTE/APSO7843/M.Ed./08998 dated 29.08.2019 of the Southern Regional Committee, withdrawing recognition for conducting for M.Ed. Course on the grounds that "the institution has not submitted certified copy of registered Land Documents. The institution has not submitted original blueprints of Building Plan duly approved by the competent authority. The institution has submitted Encumbrance Certificate from 01.01.1987 wherein it is written as Agriculture Land. The institution has not submitted the Building Completion Certificate in prescribed format and not issued by the competent authority. The institution has submitted approval letter from the affiliating university granting approval of staff. The approval letter approved only 6 Assistant Professor with the condition "The staff approval for the above faculty members is given with the condition that the college should appoint professors (2), Associate Professors (2) and obtain approval for them within 3 months from the date of reopening of the college of the academic year 2017-18." The faculty is not enough for the one basic unit of M.Ed. as per NCTE Regulations, 2014."

AND WHEREAS Sh. S. Venkatesan, Secretary and M. Sasikumar, A.O., Swaminathan Saraswathi College of Education for Women, Masinayakanpatty, Ayothiyapattanam, Salem, Tamil Nadu presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that the Appellant institution submitted the online application to the SRC, NCTE for starting the M.Ed. course and also submitted the hard copy of the application along with documents as per the NCTE Regulations prevailed at that point of time. The SRC after scrutiny of the documents and all relevant factors granted permission for running

the M.Ed. Course to the appellant institution vide its Order dated 17.12.2007 from academic session 2007-2008. A true copy of the recognition order dated 17.12.2007 is annexed. The SRC issued its Revised Recognition Order dated 22.05.2015 to the appellant institution for annual intake of 50 students. A True Copy of the Revised Recognition Order dated 22.05.2015 is being annexed herewith. It is submitted that the appellant herein was already in the compliance of the Revised Order dated 22.05.2015 as the institution had already constructed the additional built-up area in year 2013 and as per the norms stipulated in the new regulation the institution was not required for more construction. A True Copy of the Building Completion Certificate issued by the competent engineer is being annexed. The SRC, NCTE issued show cause notice dated 13.03.2019 to the Appellant institution directing for the expert inspection. It is submitted that the SRC the show cause notice also stipulated to submit the following documents: - "1. A copy of staff profile of qualified teaching staff appointed by institution, for session 2015-2016, 2016-2017, 2017-2018, duly approved by affiliating body 2. Building Completion Certificate (BCC) as per Govt format issued by RES/Govt. Engineer is not submitted 3. FDRs of Rs. 5 lakhs as Endowment Fund and Rs. 7 lakhs as Reserve Fund per unit in joint operation with Regional Director, SRC (NCTE) as per NCTE Regulation, 2014 is not submitted 4. Originally notarized CLU (Certificate of Land Use), Non-Encumbrance Certificate, Approved Building Plan issued by engineer of Rural Engineering Service of PWD Engineer" A True Copy of the Show Cause notice dated 13.03.2019 is being annexed herewith. The Petitioner institution vide letter dated 11.04.2019 replied to the show cause notice and submitted the required compliances. True Copy of the Petitioner letter dated 11.04.2019 alongwith the relevant documents submitted in the SRC is being annexed. The SRC, NCTE vide its withdrawal order dated 21.05.2019 withdrew the recognition of the Appellant institution on the grounds not included in show cause without giving any opportunity to the institution to explain the same. The expert team of the NCTE visited the Appellant Institution and verified the infrastructural and instructional facilities. Thereafter, the SRC verified the visiting team report and viewed the CD and consider the documents including Building Completion Certificate, Building Plan etc. and accorded the recognition order to the Appellant Institution and the recognition would

not have been withdrawn without ascertaining the proper facts. The SRC vide its order dated 29.08.2019 withdrew the recognition of the Appellant Institution pointing out certain other point also which were not a part of show cause notice and Appellant had no opportunity to justify. The SRC on the same documents on which it had withdrawn the recognition had issued the recognition order dated 17.12.2007 to the Petitioner institution and cannot just review the recognition without conducting any expert visit as the recognition was granted only after verification of the infrastructural facilities and the documents by the expert team. The withdrawal order of the SRC totally devoid of the merit and is not as per the statutory provisions as mandated under NCTE Act, 1993. The Appellant herein is again producing all the documents before the Appeal Committee. That it is submitted that the institution is running on the same piece of land and the building wherein the recognition was accorded and if the SRC had any confusions it ought have conducted the expert visit to verify the same. The manner in which the SRC proceeded for withdrawal of recognition under Section 17 of the NCTE Act 1993 is not permissible without following provisions of Section 13. The action of the SRC in withdrawal of recognition of a running institution without due care is a drastic step. It is submitted that the faculties, students, staffs will be displaced by the instant step. That it is submitted Appellant is an old institution running since 12 years and a sudden withdrawal of recognition without giving a proper opportunity or a personal hearing to the Appellant institution by the SRC is arbitrary and against the principle of natural justice. In identical circumstances, SRC after issuing of show cause notice issued a second show cause notice turning it as final show cause notice before withdrawal. In the case of Appellant institution, no final notice was issued by the SRC and directly the order for withdrawal was passed. It is submitted that it appears that SRC, NCTE proceeded in arbitrary manner without considering the documents proper.

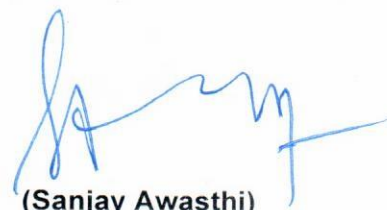
AND WHEREAS the Committee noted that the appellant, in the appeal, submitted a copy of the registered lease deed dt. 13/12/2005, which is not a certified copy; a blue print of the building plan approved by Government agency; copies of some documents both in English and Tamil regarding nature of land and non-encumbrance; copy of licence for use of building for Educational purpose; a copy of a building completion certificate issued by a Private Engineering; and copies of letter dt.

10/10/2017 from the Registrar, Tamil Nadu Teachers' University approving six Assistant Professors for M.Ed. course and another letter dt. 05/02/2018 approving two professors and two Associate professors for this course, making the teaching faculty enough for one basic unit of M.Ed. as per the NCTE Regulations, 2014.

AND WHEREAS the Committee noted that, even at this stage the deficiencies relating to land documents and building completion certificate as mentioned above exist. Further the Committee noticed that the appellant, in their reply dt. 11/04/2019 reply to the show cause notice dt. 13/03/2019 did not send to the SRC the faculty details of two Professors and two Associate Professors, approved by the affiliating university on 05/02/2018. The appellant, either in the appeal or in the course of presentation, did not furnish any explanation for this omission. In these circumstances, the Committee concluded that the SRC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the SRC confirmed.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed.

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


(Sanjay Awasthi)
Member Secretary

1. The Chairman, Swaminathan Saraswathi College of Education for Women, Masinayakanpatty, 4/1, Ayothiyapattanam, Salem – 636103, Tamil Nadu.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Tamil Nadu, Chennai.



F.No.89-346/E-134195/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Eastern Dooars B.Ed. Training College, Bhatibari, Uttar Bhatibari, Jalpaiguri, West Bengal dated 06/09/2019 is against the Order No. ER-274.14.13/APE00557/B.Ed./2019/61287 dated 20.08.2019 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "photocopy of FDRs not in original and not showing in joint mode with RD, ERC, NCTE, Account No. 38410943670 found in duplicate. In view of the above, the Committee decided as under: Recognition granted to B.Ed. course is withdrawn under section 17(1) of NCTE Act, 1993 from the academic session 2020-21."

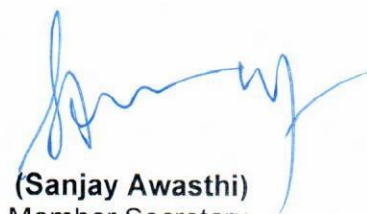
AND WHEREAS Sh. I. Goswani, Academician and Sh. Bimal Roy, President, Eastern Dooars B.Ed. Training College, Bhatibari, Uttar Bhatibari, Jalpaiguri, West Bengal presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation the appellant, explaining in detail the problems faced by them vis-a-vis the State Bank of India, submitted that they could finally submit to the ERC, with their letter dt. 27/07/2019, the two FDRs for Rs. 5 lakhs and Rs. 3 lakhs issued by the State Bank of India, marking a lien in the names of the College and Regional Director, ERC together with a copy of the State Bank of India's letter dt. 26/07/2019, which is self-explanatory. The appellant, in the course of presentation, submitted copies of the two FDRs, with maturity date of 23/04/2024 and held jointly with the Regional Director, ERC.

AND WHEREAS the Committee noted that the appellant's letter dt. 27/07/2019, with which the above mentioned documents were sent, has been received in the ERC on 31/07/2019 and is available in their file. In these circumstances, the Committee concluded that the matter deserved to be remanded to the ERC with a direction to

consider the documents sent to them by the appellant and take further action as per the NCTE Regulations, 2014.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the ERC with a direction to consider the documents sent to them by the appellant and take further action as per the NCTE Regulations, 2014.

NOW THEREFORE, the Council hereby remands back the case of Eastern Dooars B.Ed. Training College, Bhatibari, Uttar Bhatibari, Jalpaiguri, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, Eastern Dooars B.Ed. Training College, Bhatibari, Volka Road, Uttar Bhatibari, Jalpaiguri – 736121, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-347/E-134213/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Shree P.M. Patel College of Education (B.Ed.), C/o Anand Peoples Medicare Society, Bhalej Road, Anand, Gujarat dated 26/08/2019 is against the Order No. WRC/APW00520/323143/B.Ed./309th/GUJ/2019/205073 dated 06.08.2019 of the Western Regional Committee, deciding that the order dt. 25/11/2011 withdrawing recognition for conducting for B.Ed. Course stands on the grounds that "the Committee considered the order dated 11.04.2019 passed by the Hon'ble High Court of Gujarat at Ahmedabad in SCN No. 7743/2012. The Committee considered the information furnished by the petitioner on 30.01.2019 enclosing the staff profile of year 2018 which is not as per the NCTE amended Regulations 09/06/2017. Moreover, the deficiencies communicated vide withdrawal order dated 25.11.2011 are also not complied with. The Affiliating University be informed accordingly."

AND WHEREAS Sh. Bipin Chandra P. Patel, President and Sh. Imamali K. Saiyad, Assistant, Shree P.M. Patel College of Education (B.Ed.), C/o Anand Peoples Medicare Society, Bhalej Road, Anand, Gujarat presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation the appellant made detailed and very lengthy submissions narrating the developments that took place after the grant of recognition for conducting B.Ed. course on 08/10/2004, which are not being recorded here. The appellant also gave a letter dt. 14/10/2019 explaining the position about the appointment of the Principal.

AND WHEREAS the Committee noted that WRC withdrew recognition of the apppleinat institution for conducting B.Ed. course on 25/11/2011 on three grounds mentioned in the order. The appellant preferred a statutory appeal to the Council and the Council confirmed the withdrawal order on 19/03/2012. The appellant filed a

Special Civil Application No. 7743 of 2012 before the Hon'ble High Court of Gujarat at Ahmedabad. The Hon'ble High Court, noting that the respondents neither filed a reply nor have been represented by any advocate, in their order dt. 26/06/2012, granted interim relief to the appellant subject to the result of the petition. The Hon'ble High Court subsequently passed an order on 04/12/2018 directing the petitioner to furnish all the necessary information with regard to the Principal as well as the faculty members to the NCTE at the earliest and the NCTE to take appropriate action and convey their decision to the Hon'ble Court so that the matter can be heard further. The appellant, with their letter dt. 30/01/2019 forwarded to the WRC the details regarding the Principal and the staff.

AND WHEREAS the Committee noted that the Hon'ble High Court disposed of the Special Civil Application No. 7743 of 2012 by their order dt. 11/04/2019. The Hon'ble High Court in this order, observed that the impugned orders dt. 25/11/2011 and 19/03/2012 were stayed by their interim order dt. 26/06/2012 and since in the meantime, the new Regulations have come into force, the said impugned orders have become ineffective, and do not survive. Disposing of the petition accordingly, the Hon'ble High Court directed that the WRC – NCTE shall be at liberty to take a decision afresh in view of the information furnished by the petitioner on 30/01/2019 in the light of the Regulations prevailing as on date, and in accordance with law.

AND WHEREAS the Committee noted that the WRC thereafter considered the appellant's letter dt. 30/01/2019 and concluded that the staff profile of year 2018 enclosed to that letter is not as per the NCTE amended Regulations dt. 09/06/2017 and the deficiencies communicated vide withdrawal order dt. 25/11/2011 are also not complied with. Hence the WRC decided that the withdrawal order dt. 25/11/2011 stands.

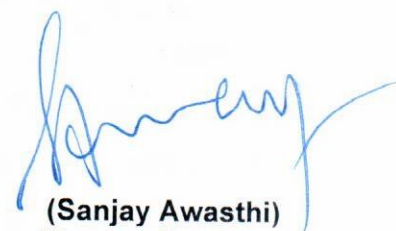
AND WHEREAS the Committee noted that in accordance with the order of the Hon'ble High Court the impugned orders, namely the withdrawal order dt. 25/11/2011 and the Appellate order dt. 19/03/2012 have become ineffective and do not survive.

In these circumstances, the reference made to the withdrawal order dt. 25/11/2011 in the WRC's order dt. 06/08/2019 is not in consonance with the Hon'ble High Court's order dt. 11/04/2019. While the Hon'ble High Court inter-alia directed that the WRC to take a decision afresh in view of the information furnished by the petitioner on 30/01/2019 in the light of the Regulations, prevailing on date, the WRC in their order dt. 06/08/2019, for the first time, invoked the NCTE amended Regulations dt. 09/06/2017, which were not brought to the notice of the appellant for compliance earlier. This is in addition to the fact that no revised recognition order, in pursuance of the provisions of NCTE Regulations, 2014, appears to have been issued for the appellant institution, as was done in respect of institutions granted recognition prior to 2014 Regulations came into force even though it is seen from the file that the appellant sent a number of letters in this regard. This might be on account of the fact that the WRC withdrew recognition on 25/11/2011 and a petition filed by the appellant against the orders of WRC and NCTE was pending before the Hon'ble High Court of Gujarat for final disposal.

AND WHEREAS the Committee noted that, apart from invoking the defunct withdrawal order dt. 25/11/2011, the WRC did not issue any specific show cause notice to the appellant about the necessity of compliance of the requirement of the amended Regulations dt. 09/06/2017, which has been adduced as a new ground for withdrawal of recognition in the order dt. 06/08/2019. Such a Show Cause Notice is necessary as per the provisions of the first Proviso under Section 17 (1) of the NCTE Act, 1993.

AND WHEREAS in view of the fact that the Hon'ble High Court has treated the earlier order of withdrawal dt. 25/11/2011 as ineffective and not surviving and directed the WRC to take a decision in view of the information furnished by the appellant on 30/01/2019 and in the light of the Regulations on date, the Committee is of the opinion that the WRC should consider whether, the appellant institution, which was granted recognition for conducting B.Ed. course of one year duration on 08/10/2004 under the then prevailing Regulations, fulfils the requirements of 2014 Regulations, which not

only increased the duration of this course from one year to two years and also introduced various other infrastructural and instructional requirements. For this purpose, all the necessary information may be obtained from the appellant, in addition to what has been furnished by them earlier. The WRC may thereafter take an appropriate decision and issue necessary order as per the NCTE Regulations, 2014 as amended from time to time.



(Sanjay Awasthi)
Member Secretary

1. The President, Shree P.M. Patel College of Education (B.Ed.), C/o Anand Peoples Medicare Society, Bhalej Road, Anand – 388001, Gujarat.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Gujarat, Gandhinagar.



F.No.89-348/E-134216/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of College of Applied Education and Health Sciences, Sardhana, Meerut, Uttar Pradesh dated 10/09/2019 is against the Letter No. NRC/NCTE/UP-3027/303rd Meeting/2019/205360 dated 05.08.2019 of the Northern Regional Committee, conveying decision confirming withdrawal of recognition for conducting for B.Ed. Course on the grounds that "in view of above, it is clear that the correct date of letter issued by MDA is 26.09.2017 as referred in withdrawal order dated 13.09.2018 issued by NRC to the institution. Therefore, NRC decided that the withdrawal order dated 13.09.2018 is stands valid. NRC further decided that a clarification with regard to dates mentioned in SCN and withdrawal order be given to the institution through a letter. In terms of above decision, it is clarified that the correct date of letter No. 789/2017 return in SCN & Withdrawal order is 26.09.2017 as mentioned in the withdrawal order. As per above decision of NRC, the withdrawal order dated 13.09.2018 is stands valid."

AND WHEREAS the appellant, aggrieved by the decision of the NRC as contained in their letter dt. 02/08/2019, filed a Writ C. NO. 28067/2019 before the Hon'ble High Court of Allahabad. The Hon'ble High Court in their order dt. 26/08/2019, observing that the issues raised by the petitioner are factual in nature and the facts have to be verified and submission of parties have to be adjudicated by the appellate authority in the first instance, remitted the matter to the appellate authority with a direction to decide the appeal within a period of two months from the date of receipt of a certified copy of this order along with the memo of appeal. The Hon'ble High Court also observed that the charges in the show cause notice have to be determined by application of mind by the authority.

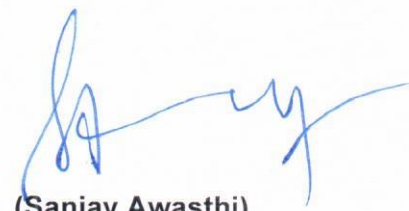
AND WHEREAS Sh. Shravan Kumar Srivastava, A.O., College of Applied Education and Health Sciences, Sardhana, Meerut, Uttar Pradesh presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that it is submitted the society sponsoring the Appellant institution was itself formed and registered on 23.02.1999 it had purchased plots of lands; land conversions certificate was issued by Authority on 29.04.2005 and 15.12.2014 building completion certificate was prepared on NCTE formats. The Appellant made payment of Rs.1,34,142/- [Rupees One lakh Thirty-Four thousand one hundred forty-two only] to MDA for sanction of building plan in the year 2005 which was approved on 08.06.2005 by MDA itself. In view of the above dates the reference made in the show cause notice to letter dated 03.10.2017 issued by MDA informing the Building Completion Certificate dated 02.07.2008 and 22.04.2009 submitted by the institution for grant of recognition are fabricated ex facie appears to be absurd and exhibits complete non application of mind. In view of the above the MDA did not initiate any complaint in view of the fact for the same cause of action and dispute. If any the interim order dated 28.03.2012 passed by the Honourable High Court, Allahabad in First Appeal No. 152/2012, which has been subsequently transferred to the court of district judge, Meerut. However, the said order is still operative upon the parties, more specifically upon the MDA being party to the proceedings. The impugned order is liable to be quashed as the same is ex facie illegal and absurd. Annexed as ANNEXURE "11". B. The impugned order passed by NRC is violative of the principles of natural justice as the same is unreasoned and non-speaking decision. Apart from stating that reply of the Appellant has been considered, the order is bereft of any discussion much less even a cryptic mention of anything stated by the Appellant in his detailed and exhaustive reply. The obligation to pass a speaking order has been recognized as third important facet of the principle of Natural Justice by authoritative judicial pronouncements. C. The NRC did not afford any opportunity of oral hearing to Appellant before passing the final order resulting into denial of effective opportunity of hearing. It is settled legal position that before passing penal order like withdrawal of licenses/ recognitions etc the Authority must give opportunity of effective hearing to

concerned person. The order of NRC is liable to be set aside for the reason that oral hearing was not provided to Appellant before passing final order.

AND WHEREAS the Committee, considered the matter in compliance with the orders of the Hon'ble High Court dt. 26/08/2019. The NRC issued the Show Cause Notice dt. 25/01/2018 on the basis of a specific information communicated by the Meerut Development Authority in their letter no. 789/2017 dt. 26/09/2017 and received in the NRC on 03/10/2017. The appellant, in reply dt. 23/02/2018 to the Show Cause Notice, apart from questioning the correctness of issuing two letters with the same date, which in fact was not the case, has not taken any trouble to disprove the contents of MDA's letter. He has not done so in the present appeal also. In these circumstances, the charge made in the show cause notice stands proved. The Committee therefore concluded that the appeal deserved to be rejected and the decision conveyed in their letter dt. 05/08/2019 confirmed.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the appeal deserved to be rejected and the decision of the NRC conveyed in their letter dt. 05/08/2019 confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. The Chairman, College of Applied Education and Health Sciences, A-122, Roorkee Road, Sardhana, Meerut – 250001, Uttar Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.



F.No.89-349/E-134467/2019 Appeal/31st Mtg.-2019/15th October, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER


WHEREAS the appeal of Joypur B.Ed. College, Podumpur, Joypur Jangal Mahal, Bankura, West Bengal dated 15/09/2019 is against the Order No. ER-275.14.57/ERCAPP1656/B.Ed./2019/61490 dated 02.09.2019 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "faculties at sl. No. 3 & 13 appointed after 09.06.2017 for Pedagogy subjects do not have NET/Ph.D. qualification as per Gazette Notification No. 237 of NCTE published on 09.06.2017. Faculty list is not approved by Registrar of the concerned affiliating body. Recognition granted to B.Ed. course is withdrawn under section 17(1) of NCTE Act, 1993 from the academic session 2020-21."

AND WHEREAS Sh. Asim Biswas, Secretary and Sh. Dilip Dey, Treasurer, Joypur B.Ed. College, Podumpur, Joypur Jangal Mahal, Bankura, West Bengal presented the case of the appellant institution on 15/10/2019. The appellant, during personal presentation, with their letter dt. 05/10/10/2019, submitted a consolidated faculty list, consisting of 17 members, duly approved by the Registrar, University of Burdwan. In that list, the faculty at S.No. 3 is NET qualified and the faculty at S.No. 13 is NET qualified with Ph.D.

AND WHEREAS the Committee, noting that the appellant has submitted the documents meeting the requirements, pointed out in the order of withdrawal, concluded that the matter deserved to be remanded to the ERC with a direction to consider the latest consolidated approved faculty list, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC the latest consolidated approved faculty list, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the ERC with a direction to consider the latest consolidated approved faculty list, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the ERC the latest consolidated approved faculty list, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Joypur B.Ed. College, Podumpur, Joypur Jangal Mahal, Bankura, West Bengal to the ERC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The President, Joypur B.Ed. College, Podumpur, Plot No. 1306/1363, 1306/1394, Joypur Janapath Road, Jangal Mahal, Bankura – 722138, West Bengal.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-350/E-134464/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Krishnapur Teachers Training Institute, Krishnapur, Nalhati, Birbhum, West Bengal dated 12/09/2019 is against the Order No. ER-274.14.79/APE001189/B.Ed./2019/61272 dated 19.08.2019 of the Eastern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the submitted FDRs are partially hand-written and partially typed without any bank authorization letter. Nine faculties appointed after 09.06.2017 (Gazette Notification No. 237 of NCTE) do not possess NET/Ph.D. qualification."

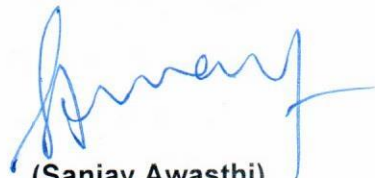
AND WHEREAS Sh. Munshi Md. Arif Hossain, Member and Sh. Arghya Adhikari, Member, Krishnapur Teachers Training Institute, Krishnapur, Nalhati, Birbhum, West Bengal presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that partially handwritten and partially typed FDRs submitted, has been authenticated by the authorized signatory of the concerned Bank as such liabilities are assumed by the Bank Authority only. In the previous submission in particulars of staff format the date of joining of 9(Nine) nos. of faculties has been in-advertently typed as 07/07/2017 instead of 08/06/2017. After due correction and rectification, the affiliating body i.e. The University of Burdwan has duly issued a fresh list and date of their joining as mentioned as on 08/06/2017 after verification of the entire process and documentation has been duly completed before 08/06/2017. So, this is not relevant and related with Gazette Notification 237 of NCTE.

AND WHEREAS the Committee noted that the appellant has enclosed a copy of the letter dt. 03/09/2019 issued by Axis Bank authenticating the two FDRs for Rs. 7 lakhs and Rs. 5 lakhs. As regards the dates of joining of nine faculty members, who do not possess NET/Ph.D. qualifications, there is an apparent contradiction in the

documents. The letter of the university about some relevant rectification and inadvertent error for issuing a fresh list, showing the dates of joining of the nine faculty members as 08/06/2017, is dated 08/06/2017, whereas the earlier list signed by the Registrar of the university on 07/07/2017 shows the dates of joining of these faculty members as 08/07/2017. A mere statement adducing 'some relevant rectification and inadvertent error' for issuing a fresh list changing the dates of joining does not appear to be a satisfactory explanation. In these circumstances, the Committee concluded that the ERC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the ERC confirmed.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, and the documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the ERC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the ERC is confirmed.

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



(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Krishnapur Teachers Training Institute, Krishnapur, Nalhati, Birbhum – 731237, West Bengal.**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751012.
4. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.



F.No.89-351/E-134463/2019 Appeal/31st Mtg.-2019/15th October, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Sir C.V. Raman College of Education, Tadipatri, Anantpur, Andhra Pradesh dated 09/09/2019 is against the Order No. SRC/NCTE/APS07967/B.Ed/AP/2019/106733-6738 dated 10.07.2019 of the Southern Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "the original files of the institution along with other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:- The institution failed to submit requisite documents as per SCN dated 18.01.2019. The Committee decided to withdraw the recognition granted to Sir C.V. Raman College of Education, No. 3/148, Yellanur Road, Tadpatri Post, Anantapur District – 515411, Andhra Pradesh for conducting B.Ed. course w.e.f. the next academic session under clause 17(1) of NCTE Act, 1993 on the grounds mentioned above."

AND WHEREAS Sh. V. Lakshmi Narasimha, Administrative Officer and G. Anil Kumar, Lecturer, Sir C.V. Raman College of Education, Tadipatri, Anantpur, Andhra Pradesh presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that they have submitted a reply to the show cause notice issued by SRC on 19/03/2019. They have submitted a letter to SRC that their society has passed a resolution that one basic unit is enough to this college and every year they are applying for affiliation to the university for one basic unit since 2016. Hence they have requested SRC that one basic unit is enough and as we thought that there is no need to submit revised faculty list and requisite documents to SCN, even though we have all documents to submit, Now they are ready to submit

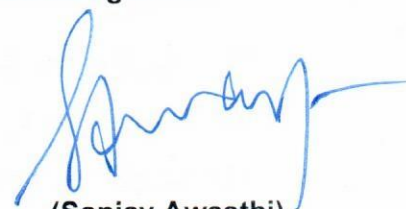
each and every document to the SCN with in the stipulated time. The appellant, with their letter dt. 15/10/2019 submitted a number of documents.

AND WHEREAS the Committee noted that the appellant, after issue of a revised order of recognition on 06/05/2015, did not submit any letter or documents required therein to the SRC. Even after issue of the Show Cause Notice on 18/01/2019, the appellant, with their reply dt. Nil and received in SRC on 19/03/2019 did not send the requisite documents. The appellant, in their letter dt. 15/10/2019, pleading that non-submission of the documents may be treated as their mistake, requested that recognition may be continued, and that they are ready for an inspection.

AND WHEREAS the Committee noted that the appellant, who was issued revised recognition order on 06/05/2015 has, by their own admission, failed to submit the documents in time. In these circumstances, the Committee concluded that the SRC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the SRC confirmed.

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

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



(Sanjay Awasthi)
Member Secretary

1. The Principal, Sir C.V. Raman College of Education, 3/148, Yallanur Road, Tadipatri, Anantpur – 515411, Andhra Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.



F.No.89-352/E-134385/2019 Appeal/31st Mtg.-2019/15th October, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Sri Satya Sai College for Women, Habibganj, Bhopal, Madhya Pradesh dated 14/09/2019 is against the Order No. WRC/213013/B.Ed./310th/2019/205968 dated 04.09.2019 of the Western Regional Committee, withdrawing recognition for conducting for B.Ed. Course on the grounds that "on perusal of the reply of the institution to the clarification letter dt. 24/01/2019, received on 13/02/2019 the Committee observed that: The institution has submitted scanned copy of staff profile of 1+10+6. The staff at Sr. 4 is not qualified as fine Arts teacher. Percentage of marks in P.G. not mentioned at Sr. No.1. Staff at Sr. No. 4, 5 & 10 having less than 55% in P.G. subject. Building Completion Certificate is not in prescribed format. The institution has not submitted approved building plan. Hence, the Committee decided to withdraw the recognition under Section 17(1) of the NCTE Act, 1993 for B.Ed. programme with effect from the end of the academic session next following the date of communication of the said order."

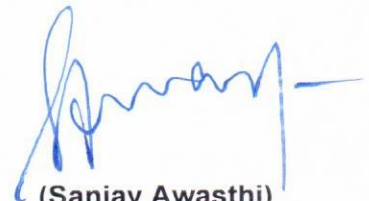
AND WHEREAS Dr. Sudha Pathak, Principal and Dr. Shriji Seth, Assistant Professor, Sri Satya Sai College for Women, Habibganj, Bhopal, Madhya Pradesh presented the case of the appellant institution on 15/10/2019. In the appeal and during personal presentation it was submitted that theirs is a composite college, classes of B.Ed. course were started from 1985-86 before the establishment of NCTE. The appointment of earlier craft teacher was approved by the University as per the then prevalent rules. However, they have appointed another teacher Smt. Richa Srivastava, M.A. (Fine Arts) on 12.01.19. Her detailed information is enclosed. The Principal is

qualified as per UGC Norms having M. Phil & Ph.D. Degree. Her aggregate of marks at P.G. level is 58. The staff members, Sr. No. 4 and 5 were appointed in the year 2005 as per the then prevalent rules (Notification No. F 49-42/2005 - N C T E (N & S) dated 27 December 2005 para 5 (b) reads - Lecturer - "Good academic record with M.Ed./M.A (Education) with 55 Marks"). Staff at Sr. No. 4 & 5 have scored a first division in M.Ed. Staff at Sr. No. 10 has 71 in M.A. and first division in M.Ed. Typing error (51) instead of 71 at P.G. level is regretted. The Completion Certificate was issued by BHEL, (Bharat Heavy Electricals Ltd.) Government of India undertaking. Now the same is attached in the required format duly signed by the M.P. Government Engineer. Approved Building Plan was attached earlier also. Since the land is allotted by the BHEL. The building permission and certificate are also given by them. Municipal Corporation Rules are not applicable. However, they are submitting approved building plan duly approved by the M.P. Government Engineer. The appellant, with their letters dt. 15/10/2019 submitted more documents supporting their claim.

AND WHEREAS the Committee noting that the appellant has submitted the required documents vis-a-vis the grounds mentioned in the withdrawal order, concluded that the matter deserved to be remanded to the WRC with a direction to consider the documents to be submitted to them by the appellant, including the availability of required built up area for the B.Ed. course, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC all the relevant documents, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the WRC with a direction to consider the documents to be submitted to them by the appellant, including the availability of required built up area for the B.Ed. course, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the WRC all the relevant documents, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Sri Satya Sai College for Women, Habibganj, Bhopal, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Principal, Sri Satya Sai College for Women, Kasturba Hospital Road, Habibganj, Bhopal – 462024, Madhya Pradesh.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



F.No.89-252/E-122500/2019 Appeal/31st Mtg.-2019/15th October, 2019

NATIONAL COUNCIL FOR TEACHER EDUCATION

Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Shri Jain Teacher Training College, Gandhi Nagar, Alwar, Rajasthan dated 24/06/2019 is against the Order No. NRC/NCTE/NRCAPP-14088/299th /Meeting/2019/202810 dated 01.05.2019 of the Northern Regional Committee, refusing recognition for conducting for B.A. B.Ed./B.Sc. B.Ed. Course on the grounds that "members of faculty are not qualified as per NCTE Norms & Appendix 13 of Regulations, 2014. Hence, the Committee decided that the application is rejected, and recognition/permission is refused u/s 14/15 (3)(b) of the NCTE Act, 1993."


AND WHEREAS Shri Jain Teacher Training College, Gandhi Nagar, Alwar, Rajasthan was asked to present the case of the appellant institution on 01/08/2019. The appellant, in their letter dt. 31/07/2019 received on 01/08/2019, requested another chance for hearing, as he was suffering from severe low back pain and the doctor advised him rest for 15 days. Appeal Committee, as per extant appeal rules, decided to grant another (second) opportunity to the appellant to present its case before the Committee.

AND WHEREAS Dr. Anita Soni, Principal and Sh. Ashok Sharma, Management Member, Shri Jain Teacher Training College, Gandhi Nagar, Alwar, Rajasthan presented the case of the appellant institution on 15/10/2019 i.e. the second opportunity granted to them. The appellant, with their letter dt. 14/10/2019, submitted a copy of the staff list countersigned by the Registrar, Raj Rishi Bharthrhari Matsya University, Alwar on 14/10/2019. This list indicates that all the faculty members are NET qualified.

AND WHEREAS the Committee noting that the faculty members are NET qualified as per NCTE Regulations concluded the matter deserved to be remanded to the NRC with a direction to consider the staff list to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the NRC, the faculty list submitted in appeal, in original thereof, if necessary, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the NRC with a direction to consider the staff list to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the NRC, the faculty list submitted in appeal, in original thereof, if necessary, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Shri Jain Teacher Training College, Gandhi Nagar, Alwar, Rajasthan to the NRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Principal, Shri Jain Teacher Training College, 11, Gandhi Nagar, Schemen No.8, Alwar – 301001, Rajasthan.
2. The Secretary, Ministry of Human Resource Development, 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 Rajasthan, Jaipur.



F.No.89-256/E-123071/2019 Appeal/31st Mtg.-2019/15th October, 2019
NATIONAL COUNCIL FOR TEACHER EDUCATION
 Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 06/11/2019

ORDER

WHEREAS the appeal of Mother Teresa College of Education, MES Ring Road, Jalahalli, Bangalore, Karnataka dated 20/06/2019 is against the Order No. SRO/NCTE/APSO2086/B.Ed/KA/2019/103794 dated 26.04.2019 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the following grounds that "the original files of the institution alongwith other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:- The institution has not submitted the following documents:- Land Use Certificate issued by the Competent Authority. Non-Encumbrance Certificate issued by the Competent Authority. A copy of the approved Building Plan (if institution is running more than one Teacher Education programme, it shall be required to submit an exclusive earmarked building plan for each of the recognized Teacher Education programme). Building Completion Certificate as per prescribed Format. Staff list duly approved by the affiliating body as per the prescribed format as per provisions of the NCTE Regulations 2014 amended from time to time. The Committee decided to withdraw the recognition u/s 17 of the NCTE Act, 1993."

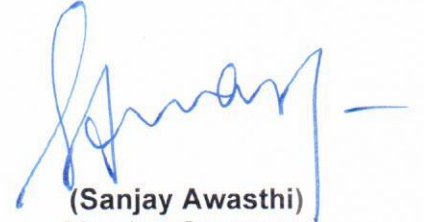
AND WHEREAS Mother Teresa College of Education, MES Ring Road, Jalahalli, Bangalore, Karnataka was asked to present the case of the appellant institution on 01/08/2019 but nobody appeared on behalf of appellant institution. Appeal Committee decided to grant another (second) opportunity to the appellant institution to present its case before Appeal Committee.

AND WHEREAS Sh. V. Raju, Secretary, Mother Teresa College of Education, MES Ring Road, Jalahalli, Bangalore, Karnataka presented the case of the appellant institution on 15/10/2019, i.e. the second opportunity granted to them. The appellant, in the appeal, submitted that there was never any demand for furnishing the given documents and the requirement of Section 17 of the NCTE Act, 1993 is that the institution must be given adequate opportunity to make their representation. In the Show Cause Notice dt. 20/11/2019, furnishing of the documents mentioned in the withdrawal order has not been mentioned. The appellant with their letter dt. 15/10/2019, submitted a copy of the Land Use Certificate issued by Tahsildar, Bangalore North Taluk; a copy of Non-Encumbrance Certificate; a copy of the building plan; a copy of Building Completion Certificate issued by a Government Engineer; and a copy of staff list, approved by the Registrar, Bangalore University.

AND WHEREAS the Committee, noting that the appellant submitted the documents found wanting in the withdrawal order, concluded that the matter deserved to be remanded to the SRC with a direction to consider the documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the SRC the documents submitted in appeal, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during the hearing, the Committee concluded to remand back the case to the SRC with a direction to consider the documents, to be submitted to them by the appellant, and take further action as per the NCTE Regulations, 2014. The appellant is directed to forward to the SRC the documents submitted in appeal, with originals thereof, wherever necessary, within 15 days of receipt of orders on the appeal.

NOW THEREFORE, the Council hereby remands back the case of Mother Teresa College of Education, MES Ring Road, Jalahalli, Bangalore, Karnataka to the SRC, NCTE, for necessary action as indicated above.



(Sanjay Awasthi)
Member Secretary

1. The Secretary, Mother Teresa College of Education, MES Ring Road, Jalahalli, Bangalore – 560013, Karnataka.
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
4. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bengaluru.