

F.SRO/NCTE/APSO2199/B.Ed/KA/2019

106824-6825

Date: 12 JUL 2019

FINAL SHOW CAUSE NOTICE U/S 17

WHEREAS, recognition was granted by the Southern Regional Committee to **K.I.E.T B.Ed College, #60/1, 7th cross, Bismilla Nagar, Bannerghatta Main Road, Bangalore- 560029, Karnataka** run by **Karnataka International Education Trust®, 60/1, 7th cross, Bismilla Nagar, Bannerghatta Main Road, Tank Bund Road, Bangalore- 560029, Karnataka** vide Order No F.SRO/NCTE/B.Ed/2005-2006/511 date 4.1.2006 for B.Ed Course of One Years duration with an annual intake of one unit(s) of 100 students.

2. **AND WHEREAS**, on promulgation of NCTE Regulations, 2014, the institution is submitted affidavit dt 19.01.2015 for its willingness for adherence of provisions of new Regulations.

3. **AND WHEREAS**, a Revised Provisional Recognition Order was issued to the institution on 18.05.2015 for conducting **B.Ed. course of two years duration with an annual intake of 100 (two basic units) from the academic session 2015-16.**

4. **AND WHEREAS**, after long deliberation the SRC in its 314th meeting held during 27th to 28th May, 2016 considered the matter of institutions which have been given recognition for offering with an intake of 100 students and decided as under:-

“For cases of B.Ed (2 units) in the existing institution, where RPRO had been issued, We have to cause inspection to check adherence to the 2014 Regulations. This action will have to be completed by July 2016 so that revised Formal Recognition can be issued w.e.f 2016-17 to enable them to make admissions in time.

Action to check the documents in these cases (about 1885 in number) will take time. Instead of waiting for that action to be completed for placing them before the SRC, to save time, VT Inspections can straight away be ordered. VT inspection reports can be considered along with examination of the documents.

Regional Director is authorized to initiate action accordingly. The institutions concerned may be alerted about such action so that they will be prepared to receive the shifting teams. They may also be advised to keep in readiness latest approved faculty lists for submission to VTs.”

5. **AND WHEREAS**, the SRC in its 315th meeting held during 17th and 18th June, 2016 considered the reply of the institution and decided as under: -

“1. They have contested the ‘Shifting Condition’. The original sanction was w.e.t a land on lease for 30 years. The shifting condition was because of the building being on rent.

2. They could not have constructed their own building on a leased land. Requiring them to shift on that ground will go against the provision permitting 30 years lease of land.
3. The shifting condition is therefore, removed. They can be there until the lease period runs out.
4. EC is in order.
5. LUC and BCC are not given.
6. BP is in order. According to it the built up area is not adequate.
7. Original FDRs and latest Faculty List are not given. Inspection fee not paid.
8. Collect fee and cause inspection.
9. Ask VT to collect all relevant documents; and, check in particular adequacy of built up area to accommodate B.Ed (2 units) of the 2014 pattern i.e., total intake of $(100+100)=200$.”

6. **AND WHEREAS**, the SRC in its 362nd meeting held during 21st -22nd, August, 2018 considered the request of the institution and decided as under:-

1. This is a RPRO case of B.Ed. + M.Ed.
 - 2.1 In 2005 it started on a land privately leased for 30 years. In 2009 it reported to have constructed a permanent structure on the same (leased) land and 'shifted' into that.
 - 2.2 How could it construct its own building on a leased land? How can that be called a permanent arrangement?
 - 3.1 Examination of the records shows that the land was bought by Smt. Jamadar in 1993. She was Vice Chairman of KIET and her husband its General Secretary. In 2005, the land was leased to KIET. In 2009, KIET constructed a permanent structure thereon. The 30 year lease continued.
 - 3.2 The purpose of such a complicated arrangement is not clear. Ask them to clarify.
4. LUC is not given.
5. Latest EC is required in original for both serial numbers.
6. Building Plan is only a photocopy. Entries are not legible.
 - 7.1 BCC is not in original. It is not clear who has signed as competent authority.
 - 7.2 BCC shows the land to be in the name of H.A.Jamadar.
 - 7.3 BCC shows only sy. no. 73/3 and not sy. No. 10/8. Why?
 - 7.4 Built up area shown is 21600 Sq.ft. (2006 Sq.Mtrs.) which is just adequate for B.Ed. (2 Units). V.T. shows it as 10222 Sq.ft. (949 Sq.Mt.).
8. FDRs are in single account. Their validity has also expired.
9. Faculty List is not in format.
10. The institution is avoiding a straightforward reply to our queries and surviving on a 'stay' granted by the Hon'ble High Court.
11. Issue SCN to the applicant.
12. Ask our Lawyer to get the 'stay' vacated quickly.

7. **AND WHEREAS**, as per the decision of SRC, a Show Cause Notice & letter to Advocate was issued to on 30.08.2018. The institution has not submitted reply till date.

8. **AND WHEREAS**, the SRC re-considered the case in its 377th meeting held on 3-4 July, 2019 in the light of LC opinion that the Writ Petition No. 38730-38738/2017 pertains to QCI, as per

direction of Hon'ble Supreme Court of India no stay can be vacated in present writ petition and SRC and decided that the following:-

"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:-

1. The institution has not submitted a certified copy of land documents. The institution is required to submit certified copy of land documents issued by concerned Tehsildar /Revenue Officer. (If the same are in Regional Language the institution is also required to submit notarised copy of English version of land documents)
2. The institution has not submitted a copy of Land Use Certificate. The institution is required to submit an attested/notarised copy of Land Use Certificate issued by the Competent Authority.
3. The institution has not submitted a copy of Non Encumbrance Certificate issued by the Competent Authority. The institution is required to submit a attested/notarised copy of Non Encumbrance Certificate issued by the Competent Authority.
4. The institution has not submitted a copy of approved building plan. The institution is required to submit a attested/notarised 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 recognised Teacher Education programme)
5. A attested/notarised copy of site plan showing all the plot/Survey No. mentioned in the land documents in one location alongwith land area and built up area.
6. The institution has not submitted a copy of Building Completion Certificate. The Institution is required to submit an attested/notarised copy of Building Completion Certificate issued by the competent authority.
7. The institution has not submitted Staff list as per the prescribed Format duly approved by Registrar of the affiliating body. The institution is required to submit Staff list duly approved by the Registrar of the affiliating body 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 recognised teacher education programme being run by the Institution.)
8. The institution has not submitted original FDRs to the SRC, NCTE The institution is required to submit a "Form A" issued by the respective Bank Manger towards creation of FDR of Rs.7 lakh and 5 lakh, totalling Rs.12 lakh towards Endowment Fund & Reserve Fund into joint account for a duration of 5 years alongwith a copy of the FDRs
9. Details of Teacher Education programme (s) being run by the Institution in the same campus

Name & address of the teacher education programme	Recognition Order No. & date	Course	Intake
---	------------------------------	--------	--------

(A copy of recognised order issued by the SRC be attached by the institution).

10. Details of other programme(s) (if any) being run by the institution in the same campus

Name of the Institution & course	Name of the Course	Intake/ unit(s)	Year of starting	Affiliating body
----------------------------------	--------------------	-----------------	------------------	------------------

11. Details of total land & built up area for all the recognised Teacher Education programme/other programme (if any) being run by the Institution in the same campus

Name of the programme	Sy./No.	Land Area	Built up area
-----------------------	---------	-----------	---------------

12. Domain name of the website being run by the institution.

Therefore, the Committee decided to issue Final Show Cause Notice u/s 17 of NCTE Act, 1993 before withdrawal of the recognition on the grounds mentioned above to the institution. The institution is required to submit the documents within 21 days from the date of issue of Final Show Cause Notice."

9. Accordingly, the Southern Regional Committee decided that a Final Show Cause Notice u/s 17 of the NCTE Act issued to the institution to submit its representation/reply to the observations noted by the Regional Committee

10. **NOW, THEREFORE**, the institution is required to submit the representation/compliance accompanied with an affidavit from the authorized representation of the Management. The representation along with an affidavit must reach this office within the time specified at the end.

11. In case the reply submitted is incomplete or factually incorrect or not received in this office by the date mentioned at the end of this letter, then proceedings under Section 17(1) of the NCTE Act shall be brought to logical conclusion without any further opportunity provided in the matter whatsoever.

12. It is expected that your reply shall reach this office through Courier/Registered AD/ Speed Post only. NCTE does not expect applicants to personally visit the RC Office for any reason whatsoever.

13. Your reply, complete in all respects must reach this office on or before 29.7.2019.

14. Receipt of this Notice may please be acknowledged.


(Dr. Anil Kumar Sharma)
Regional Director

To,

The Principal
K.I.E.T B.Ed College,
60/1, 7th cross, Bismilla Nagar,
Bannerghatta Main Road,
Tank Bund Road,
Bangalore- 560029,
Karnataka.

(106824)

Copy to:

The Secretary, Karnataka International Education Trust, 60/1, 7th cross, Bismilla Nagar,
Bannerghatta Main Road, Tank Bund Road, Bangalore- 560029, Karnataka

(106825)


Regional Director