

F.No.89-874/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Gnana Bharathi D.Ed. College {Sree Naradamuni Educational Welfare Institution (R)}, Davanagere, Karnataka dated 05/07/2010 is against the Order No. SRO/NCTE/2010-2011/19568 dated 29/06/2010 of the Southern Regional Committee, withdrawing recognition for conducting D.Ed course on the ground "the institution has shifted to a new location other than the one originally permitted in violation of norms and regulations."

**AND WHEREAS** the Correspondent, Gnana Bharathi D.Ed. College {Sree Naradamuni Educational Welfare Institution (R)} (hereinafter referred to as the appellant), preferred an appeal dated 12/07/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** the appellant also filed a Writ Petition No. 22681 of 2010 (EDN – RES) before the Hon'ble High Court of Karnataka, Bangalore and the Hon'ble High Court in their order dated 02/08/2010, taking into account the submission of the petitioner that admissions for the academic year 2010-11 are required to be made on or before 16/08/2010, directed the Council to consider the appeal and pass orders thereon on or before 13/08/2010.

**AND WHEREAS** Sri N.E. Nataraj, Administrator, Gnana Bharathi D.Ed. College {Sree Naradamuni Educational Welfare Institution (R)}, Davanagere, Karnataka presented the case of the appellant institution on 12/08/2010. In the appeal and during personal presentation it was submitted that the Southern Regional Committee was under the mistaken notion that the institution has shifted the D.Ed. course to a new location whereas the institution only proposed shifting to a new building and requested the SRC to grant permission for the shifting. He has submitted that the request for permission to shift was made in their letter dated 19/05/2008 and they also forwarded a demand draft for Rs. 40,000/- to the SRC with their letter dated 18/08/2009 towards fee for inspection of the new premises. The appellant at the time of hearing has again given in writing that they have not shifted to the new building and they are only praying for grant of permission for shifting. He has also given a copy of the demand draft no. 099799 dated 06/07/2009 for Rs. 40,000/- sent to the Southern Regional Committee. The appellant has also stated that no inspection of the new premises has been conducted by the SRC. The appellant has further stated that the institution has been granted recognition for conducting D.Ed. course with an intake of 50 students only as per the recognition order dated 24/12/2005 and not for 100 students.

**AND WHEREAS** the Council noted that the ground on which the recognition was withdrawn, namely, that the institution has shifted to a new location other than the one originally permitted in violation of norms and regulations, is not correct. In the circumstances, the Council came to the conclusion that the appeal deserved to be accepted, the order of SRC set aside and the SRC directed to cause an inspection of the institution at the new premises and take further action. In the meantime, the SRC should restore recognition to the appellant institution immediately within 15 days of issuing the appellate order.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during the hearing, the Council reached the conclusion that there was adequate ground to accept the appeal, set aside SRC's order dated 29-06-10 and remand back the case to SRC with a direction to cause an inspection of the institution at the new premises and take further action. In the meantime, the SRC should restore recognition to the appellant institution immediately within 15 days of issuing the appellate order.

**NOW THEREFORE, the Council hereby remands back the case of Gnaa Bharathi D.Ed. College {Sree Naradamuni Educational Welfare Institution (R)}, Davanagere, Karnataka to the SRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

- 1. The Administrator, Gnaa Bharathi D.Ed. College {Sree Naradamuni Educational Welfare Institution (R)}, Vinayaka Extension, 3rd Main, Near Vidyanagar, , Davanagere - 577004, Karnataka**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, 1st Floor, CSD Building, HMT Post, Jalahali, Bangalore - 560 031.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Karnataka, Bangalore.

F.No.89-773/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of R.K.S.D. College of Education, Kaithal, Haryana dated 24/06/2010 is against the Order No. F.NRC/NCTE/F-3/HR-289/2010/24159-24166 dated 23/06/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the grounds "1) For an intake of 200 B.Ed. students, only ten Faculty members have been appointed which is not as per NCTE norms B.Ed. 2) Regular Principal has not been appointed. 3) Ten computers are not sufficient for an intake of 200 B.Ed. students. 4) The classrooms are still small in size. 5) All labs are still ill equipped."

**AND WHEREAS** the Correspondent, R.K.S.D. College of Education (hereinafter referred to as the appellant), preferred an appeal dated 28/06/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** the appellant filed a petition before the Hon'ble Court of Civil Judge (JD), Kaithal, Haryana and the Hon'ble Civil Judge in his order dated 02/08/2010, taking into account the submission of the petitioner that if the appeal is not disposed of within this month, admission time will be over, directed the Council to dispose of the appeal well before the next date of hearing (21/08/2010).

**AND WHEREAS** Shri Subhash Mittal, President & Dr. S.K. Garg, Director (Planning), R.K.S.D. College of Education, Kaithal, Haryana presented the case of the appellant institution on 12/08/2010. In the appeal and during personal presentation it was submitted that they have since appointed four more lecturers and a Principal, their selections have been approved by the Kurukshetra University; the selected regular Principal has joined on 11/06/2010; a new ICT Resource is now equipped with 30 computers and all other requisite equipments; the college has sufficient building for intake of 200 students including four class rooms of proper size; and the college has re-organized all the labs as per the norms.

**AND WHEREAS** the Council noted that the institution was inspected u/s 17 of the NCTE Act on 20/09/2009; the inspection team found that only seven faculty members (lecturers) were in position; and in response to the Show Cause Notice dated 20/11/2009, the institution in their reply dated 18/11/2009 admitted even by that time they had only 10 lecturers and still deficient of teaching staff due to non-availability of eligible candidates. Admittedly the institution took steps for appointment of further faculty members only after the inspection and the selection of the additional faculty took place only in June, 2010 and approval of

appointments is still to be conveyed by the Kurukshetra University, Kurukshetra. The Council noted that the institution was initially granted recognition for an intake of 100 students vide NRC's order dated 18-08-07 and subsequently recognition for an additional intake of 100 students was granted by NRC in their order dated 12-10-07. The Council taking into consideration that the faculty available at the time of inspection on 20/09/2009 was adequate only for one unit of 100 students and the additional faculty were not available when the NRC considered the case of the institution in their meeting held from 26th to 29th May, 2010 has come to the conclusion that the appeal deserved to be partially accepted, the order of the NRC withdrawing recognition for an intake of 200 students set aside and the NRC directed to continue recognition for the initial intake of 100 students and withdraw recognition for the additional intake of 100 students. NRC should issue these orders within 15 days of the issue of appellate order.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during the hearing, the Council reached the conclusion that there was adequate ground to accept the appeal, set aside NRC's order dated 23-06-10 and remand back the case to NRC with direction to continue recognition for the initial intake of 100 students and withdraw recognition for the additional intake of 100 students. NRC should issue these orders within 15 days of the issue of appellate order.

**NOW THEREFORE, the Council hereby remands back the case of R.K.S.D. College of Education, Kaithal, Haryana to the NRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

1. **The President, R.K.S.D. College of Education, Kathial, Ambala Road, , Kaithal - 136027, Haryana**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

F.No.89-333/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Munivenkata Subbareddy College of Education, Chittoor, Andhra Pradesh dated 16/04/2010 is against the Order No. F.SRO/NCTE/2010/18207 dated 05/04/2010 of the Southern Regional Committee, refusing recognition for conducting B.Ed course on the grounds " 1) The built up area is 4045 sq. ft. and not adequate for the proposed course. 2) The building is in residential area and not suitable for B.Ed. course. 3) The size of rooms are very small and not as per norms. 4) The books in the library is 1050 and not adequate. 5) The lab equipment's in Psychology, ET and Science labs are not adequate. 6) The furniture is not adequate suitable for B.Ed. course."

**AND WHEREAS** the Correspondent, Munivenkata Subbareddy College of Education (hereinafter referred to as the appellant), preferred an appeal dated 29/04/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Smt. Sushma Ramirao, Director and Shri Venkata Ramirao, Chairman, Munivenkata Subbareddy College of Education, Chittoor, Andhra Pradesh presented the case of the appellant institution on 21.05.10. In the appeal and during personal presentation it was submitted that the appellant submitted an application to the SRC on 22.12.06 for recognition of B. Ed course. SRC caused an inspection of the institution on 30.08.07 and issued show cause notice on 30.10.07 and the appellant submitted a detailed reply on 20.11.07 and thereafter made several representations, when it did not receive any decision from SRC the appellant filed a writ petition before the Hon'ble High Court of Andhra Pradesh and the Court vide its order dt. 11.02.10 directed SRC to consider the representation of the petitioner dt. 05.05.09, 28.12.09 and pass appropriate orders. In spite of the fact that the appellant institute is having all necessary infrastructure and instructional facilities as per norms of NCTE, the SRC issued refusal order on 05.04.10. on the grounds mentioned in the show cause notice itself. With regard to the refusal grounds it was submitted that it was having pucca building with 25,205 sq. ft. of built-up space; even V.T. report also indicated that 19,706 sq. ft. of built-up area had been earmarked. However in the first page of the Data Sheet whitner had been used and it indicates that data had been altered and further an unnumbered page has been inserted between page 18 and 17 of V.T. report; the building is purely a commercial building and the concerned authority of Govt. of A.P. had approved the building plan and also issued registration certificate to the run the educational society in that building; class rooms are constructed as per the building plan and the size of the rooms meets the requirement of NCTE norms; Library was having 3075 books; psychology, E.T. and Science labs were adequately equipped; furniture is adequate and suitable for B. Ed college

**AND WHEREAS** the Council noted from the VTR dt. 30.08.07 that the management has taken one school on lease basis, in the residential area of the city; all rooms are of same size (12' X 30') and not as per NCTE norms; the plan submitted by the management does not match with the existing facilities unless they demolish the wall between the rooms; adequate furniture has not been provided; labs are not having adequate space; Library has 1050 books etc." the Council also perused the documents submitted by the institution along with its reply dt. 05.05.09 and 28.12.09 and noted that the appellant had taken on lease 29088 sq. ft. of land and 25200 sq. ft. of Ground + 4 floor building in a residential area; building plan mentioned 19,706 sq. ft. of built-up area and 29,115 sq. ft. of land area and the dimensions of the rooms & labs, mentioned in the plan are as per norms. the Council observed that there is some contradiction with regard to VT observation on size of the rooms and to that of map dimensions and felt that the actual availability can be verified by sending another team to facilitate the decision of the appeal committee. the Council therefore came to the conclusion that an inspection of the institution may be conducted by sending a two member team after obtaining a requisite fee of Rs. 40,000/- from the institution and further decision shall be taken by the appeal committee thereafter.

**AND WHEREAS** the Council noted that the light of the decision of the appeal committee an inspection of the institution got conducted on 21.07.10 by deputing a two member team from the Hqrs. The team in their report indicated the dimensions of class rooms, multipurpose hall, library, computer lab etc. which tally with the dimensions shown in the building plan and in particular the dimensions of the class rooms (three) are 776 sq.ft. each which are adequate and the dimensions of other rooms, which are different, are also adequate. The team also reported availability of 3116 books. The Council therefore came to the conclusion that the appeal deserved to be accepted, the order of SRC set aside and the SRC directed to issue letter of intent under clause 7(9) of the NCTE Regulations, prior to grant of recognition.

**AND WHEREAS** after perusal of documents, memorandum of appeal, VT Report, affidavit and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was enough ground to accept the appeal and that it should be accepted, set aside the order of the SRC dt. 05-04-10 and remand the case to the SRC for issuance of letter of intent prior to grant of recognition under clause 7(9) of the NCTE Regulations.

**NOW THEREFORE, the Council hereby remands back the case of Munivenkata Subbareddy College of Education, Chitoor, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

1. **The Correspondent, Munivenkata Subbareddy College of Education, 19-9-3E/5, Thiruchanoor Road, Tirupati, , Chitoor - 517501, 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, 1st Floor, CSD Building, HMT Post, Jalahali, Bangalore - 560 031.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Andhra Pradesh, Hyderabad.

F.No.89-360/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Shimla College of Education, Shimla, Himachal Pradesh dated 04/05/2010 is against the Order No. F.No/NRC/Acad./Misc/2010/20648 dated 22/04/2010 of the Northern Regional Committee, rejecting the application for recognition for conducting D.El.Ed course on the grounds that as per Clause 8(7) (i) of NCTE Regulations, 2009, " no institution shall be granted recognition under these regulations unless the institution or society sponsoring the institution is in possession of required land on the date of application. Land free from encumbrances could be either on ownership basis or on lease from Government/ Government institutions for a period of not less than 30 years. Your application for D.El.Ed. course is supported with land documents of private lease (notarized) which is not as per requirement of clause 8(7) (i) of NCTE Regulations 2009".

**AND WHEREAS** the Correspondent, Shimla College of Education (hereinafter referred to as the appellant), preferred an appeal dated 04/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Dr. R.K. Shandil, Chairman, Shimla College of Education, Shimla, Himachal Pradesh presented the case of the appellant institution on 19-06-2010. In the appeal and during personal presentation, it was submitted that the jannabandi and Trust Deed had not been scrutinized which showed that the Society Trust sponsoring the institution was owner in possession of 8032 sq.mts. of Land on the date of application. The lease deed in question was executed from this Land on 28/09/2006 in compliance to NCTE requirements contained in letter dated 18/09/2006.

**AND WHEREAS** the Council noted that Clause 8(7) (i) of NCTE Regulations, 2009, stipulated that no institution shall be granted recognition under the Regulations unless the institution or society sponsoring the institution was in possession of required land on the date of application free from all encumbrances either on ownership basis or on lease from Govt./Govt. institutions. The applicant institution submitted a lease deed dated 28-09-06 between Dr. R.K. Shandil, Chairman, Shimla Education Society and Trust and Shimla College of Education for a period of 30 years from 27-09-06. Thus, the requirement of Clause 8(7) (i) of NCTE Regulations, 2009 was not satisfied in this case. Therefore, the Council was of the view that the application of the institution was rejected by NRC for valid reasons and, thus, there was no ground to accept the appeal.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during hearing, the

Council reached the conclusion that there was no ground to accept the appeal and hence it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 22-4-10 was confirmed.

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

**(Hasib Ahmad)**  
Member Secretary

1. **The Principal, Shimla College of Education, Plot No. 38-39-40, Sheetal Kunj, Vill-Chamyana, Sanjauli,, Shimla - , Himachal Pradesh**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Himachal Pradesh, Shimla.

13/08/2010

## ORDER

**WHEREAS** the appeal of Shri Rawatpura Sarkar Institute, Distt. Raipur, Chhatisgarh dated 29/04/2010 is against the Order No. F.WRC/NCTE/2010/RL-66312 dated 25/03/2010 of the Western Regional Committee, rejecting its application for recognition for conducting B.Ed course on the grounds "The institution did not fulfill the condition as required in clause 8 (2) of NCTE Regulations, 2009".

**AND WHEREAS** the Correspondent, Shri Rawatpura Sarkar Institute (hereinafter referred to as the appellant), preferred an appeal dated 05/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Ms. Amita Saxena, Dean Admin, Shri Rawatpura Sarkar Institute, Distt. Raipur, Chhatisgarh presented the case of the appellant institution on 19-06-2010. In the appeal and during personal presentation, it was submitted that the Trust was in possession of required land for the Institution and as per resolution dated 16th August 2009 passed in the meeting of Board of Trustees of Shri Rawatpura Sarkar Lok Kalyan Trust for start of new Course, B.Ed with an intake of 100 students earmarking 4050 sq mts/1. Acre land exclusively from Khasra No 131/6, for the proposed B.Ed course against requirement of 2500 sq mts as per NCTE norms (Regulation 2009). The land documents submitted by the Institute/Trust with application were in the name of the sponsoring Trust i.e. Shri Rawatpura Sarkar Lok Kalyan Trust.

**AND WHEREAS** the Council noted that the society submitted two applications one for B.Ed. course and the other for D.Ed. course on the same land. It has earmarked a piece of land at Kh. No. 131/6 for B.Ed. course by a resolution; WRC has already processed an application with code No. (WRC APP799) for D.Ed. course since the application for D.Ed. course was filed prior to B.Ed. course application and further WRC has already decided to issue letter of intent prior to grant of recognition under clause 7(9) of regulations for D.Ed. course. The Council observed that Regulation 8(2) of the NCTE Regulations 2009 stipulated that in the first instance an institution shall be considered for grant of recognition of only one course for the basic unit as prescribed in the norms and standards for the particular teacher education programme. Since the institution submitted more than one application in the same year and the other application submitted was being processed by the WRC, the application for B.Ed. course was rejected by the WRC as per the provision in the regulation 8(2) of NCTE Regulation 2009. The Council was, therefore, of the view that the application was rejected by the WRC for valid reason and, therefore, there was no justification for accepting the appeal.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after considering oral arguments advanced during hearing, the Council

reached the conclusion that there was no ground to accept the appeal and hence it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 25-03-10 was confirmed.

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

**(Hasib Ahmad)**  
Member Secretary

1. **The Managing Trustee, Shri Rawatpura Sarkar Institute, Dhaneli, , Distt. Raipur - , Chhatisgarh**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Chhatisgarh, Raipur.

F.No.89-386/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of GLS College, Morena, Madhya Pradesh dated 06/05/2010 is against the Order No. F.WRC/NCTE/2010/RK-66066 dated 22/03/2010 of the Western Regional Committee, refusing recognition for conducting D.EL.Ed. course on the ground "The land document is the photocopy of the registered lease deed dt. 15.05.96 executed by Govt. of M.P. in the name of the society sponsoring the institution, the permission is for erecting a dwelling house. The institution did not fulfill the condition as required under clause 8(7)(i) of NCTE regulations 2009."

**AND WHEREAS** the Correspondent, GLS College (hereinafter referred to as the appellant), preferred an appeal dated 06/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Suboth Dubey, Member, GLS College, Morena, Madhya Pradesh presented the case of the appellant institution on 22.06.2010. In the appeal and during personal presentation it was submitted that the appellant was having more than sufficient land in its possession free from all encumbrances and the land was taken on long term lease from the Govt. of MP. The Registered Lease Deed of the land is in printed format and the clause 3 of the format mentioned the term of the lease as well as purpose of the lease i.e. about erecting the building fit for habitation, but the fact remains that the said purpose has been overridden by the allotment letter issued by the Collector dated 16.05.1996 which specifically stated that the allotted land to be used for educational purpose only. Hence, the land in question is allotted to the society sponsoring the institution for the educational purpose which is clear from the record itself.

**AND WHEREAS** the Council noted that the Govt. of Madhya Pradesh on 15.05.96 leased 90,000 sq. ft. of land to the society for the purpose of 'habitation and use of dwelling house'. Further the CLU issued by the Collectorate office on 16.05.96 stated that 90,000 sq.ft. of land at Sy. No. 181/1 was possessed by the society was meant for education purpose. In view of this the Council came to the conclusion that there was adequate justification in accepting the appeal and remanding the case to the WRC for verification of the letter dt. 16.05.96 from collectrate office for its authenticity and for further processing thereafter.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after hearing oral arguments advanced during the hearing, the Council reached the conclusion that there was enough ground to accept the appeal, set aside WRC's order dated 22-03-10 and remand the case to WRC for verification of the letter dt. 16.05.96 from collectrate office for its authenticity and for further processing thereafter.

**NOW THEREFORE, the Council hereby remands back the case of GLS College , Morena, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

- 1. The Secretary, GLS College , Khasara No. 181/1/1, Village- Banmore, Tehsil, Morena - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-458/2010-Appeal  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

13/08/2010

**ORDER**

**WHEREAS** the appeal of Sree Vivekananda Teacher Education Centre, Akkikavu, Kerala dated 12/05/2010 is against the Order No. SRO/NCTE/2009-2010/18698 dated 04/05/2010 of the Southern Regional Committee, withdrawing recognition for conducting B.Ed course on the ground "As per the VT report, which had been admitted and duly countersigned by the Management, the built up area available and earmarked for B.Ed is only 10,400 sq.ft. as against the required built up area of 16,000 sq.ft. as per the norms; and the available and earmarked area for TTC is only 4,300 sq.ft. as against the required built-up as per norms of 11,000 sq.ft. Thus, there is an aggregate shortage as high as 12,300 sq.ft; and the space as earmarked is inadequate for both the programmes. It was decided to continue the approval for TTC only, as there was no adequate space for B.Ed though the later was approved earlier."

**AND WHEREAS** the Correspondent, Sree Vivekananda Teacher Education Centre (hereinafter referred to as the appellant), preferred an appeal dated 14/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri. Manoj S., Member, Sree Vivekananda Teacher Education Centre, Akkikavu, Kerala, presented the case of the appellant institution on 24.06.2010. In the appeal and during personal presentation, it was submitted that appellant had provided infrastructural requirements for conduct of the B.Ed course as contemplated in the regulations and norms prescribed by the NCTE. Even in periodic 'self appraisal reports' that were prepared and submitted every year; no violation of norms or regulations were noted or pointed out. Appellant was made to undertake that norms and regulations as prescribed and modified from time to time would be complied with by the appellant. Though the modified norms could not be made applicable retrospectively, placed under a situation where non submission of undertaking / affidavit would cost the appellant its recognition, such an affidavit was filed. If the new norms and regulations were applicable to the appellant, building of the appellant would satisfy the requirements. Though the building was having a total built-up area of 1843.14 Sq.mts., since the norms prescribed a lesser area. The building plan covering 1669.92 Sq.mts. was submitted. The area over and above was kept vacant for future contingencies. Further to meet up the 2500 Sq.mt. built-up requirement as per current regulations, a building plan has been submitted before the local authority for approval.

**AND WHEREAS** the Council noted that the institution was running B.Ed, and TTC courses. It was granted recognition for B.Ed. course with an intake of 100 students from academic session 2004-2005 vide SRC's order dated 23-02-05. Based on a complaint received against the institution, an inspection of the institution was conducted on 23-03-10. The VT report pointed out that the institution was having only 10480 Sq.ft. for B.Ed. course and 4300 Sq.ft. for TTC course as against the requirement of 16164 Sq.ft. and 10764 Sq.ft., respectively, as per the NCTE norms. The Council also noted that the approved building plan submitted in the appeal mentioned the built-up area as 824.65 Sq.mt. on ground floor and 824.65 Sq.mt. on first floor and this was not adequate as per norms; and another unapproved plan indicated 1832 Sq.mts. of built-up area on four floors; the appellant did not submit any authentic building completion certificate mentioning the area details in support of his claim of availability of 1843.14 Sq.mts. Further submission of a building plan for increasing the built-up for approval, itself indicated that the appellant had not complied with the Regulations 2007 also. The statement in the VT Report indicating the availability of 10480 sq. ft. for B.Ed course and 4300 sq. ft. for TTC course was countersigned by the institution as well. Therefore, the Council was of the view that the recognition of the institution for B.Ed. course was withdrawn by the SRC for valid reasons and, thus, there was no ground for accepting the appeal.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was no ground to accept the appeal and hence it should be rejected. Accordingly, the appeal was rejected and SRC's order dated 04-05-10 was confirmed.

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

**(Hasib Ahmad)**  
Member Secretary

1. **The Chairman, Sree Vivekananda Teacher Education Centre, Thrissur , Akkikavu - - , Kerala**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Southern Regional Committee, 1st Floor, CSD Building, HMT Post, Jalahali, Bangalore - 560 031.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Kerala, Thiruvananthapuram.

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Jain College, Gwalior, Madhya Pradesh dated 06/05/2010 is against the Order No. WRC/APWO555/225081/130th/2010/66008 dated 20/03/2010 of the Western Regional Committee, withdrawing recognition for conducting M.Ed course on the ground "The institution neither submitted the documents mentioned in the show cause notice nor gave plausible explanation in respect of grounds (i) & (v) of the show cause notice."

**AND WHEREAS** the Correspondent, Jain College (hereinafter referred to as the appellant), preferred an appeal dated 06/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Manoj Jain, President and Shri Sanjay Jain, Secretary, Jain College, Gwalior, Madhya Pradesh presented the case of the appellant institution on 22.06.2010. In the appeal and during personal presentation it was submitted that the appellant purchased 3,970 sq. mt. of land on 23.01.03 and 2,150 sq. mt. of land on 28.03.03 and in total it was in possession of 6,120 sq. mt. of land. After obtaining the CLU it constructed a 3 storey building with a built-up area of 3,160 sq. mt. for the purpose of D. Ed., B. Ed. & M. Ed course. About 5,000 sq. mt. of open land was available for the play ground. The institution adequately equipped all the laboratories and library was having 7,000 books and provided all the basic amenities as per norms. With regard to second refusal ground it was submitted that the education Technology laboratory was having 27 computers and other necessary hard ware and soft ware as required under NCTE norms. It was also submitted that WRC caused an inspection under section 17 of the NCTE Act and VT verified physically all the facilities available with the institution for conducting the course as per norms.

**AND WHEREAS** the Council noted that WRC withdrew the recognition of the institution on the grounds that (a) The institution has contravened sub- clause (13) of clause 8 of the NCTE Regulations 2007 (b) The institution has contravened clause 5.2 (b) of appendix 5 of the NCTE Regulation 2007. It further observed that clause 8(13) of NCTE regulation 2007 pertains to up gradation of facilities/ requirements as per revised norms & standards and clause 5.2 b of appendix 5 of the NCTE regulations 2007 pertains to instructional facilities in the educational technology and media laboratory. With reference to the withdrawal grounds, the Council noted that (a) the appellant's institution had been conducting D.Ed, B.Ed.& M.Ed. courses. (b) WRC caused an inspection and the inspection team in its report dt. 15.11.09 mentioned the availability of 3160 sq. mts. of built-up area and 6120 sq. mts. of land for conducting of D.Ed., B.Ed. and M.Ed. courses; (c) The library had been augmented with 1200 additional books to the existing stock of 5827 books. (d) The educational technology and media laboratory was also adequately equipped with projector TV,

camera, 27 computers etc. In view of the above the Council came to the conclusion that there was adequate justification in accepting the appeal with a direction to WRC for restoring the recognition of the institution.

**AND WHEREAS** after perusal of documents, memorandum of appeal, VT Report, affidavit and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was enough ground to accept the appeal and that it should be accepted. Accordingly, the appeal was accepted and WRC's order dated 20-03-10 was reversed with a direction to the WRC for restoring the recognition of the institution.

**NOW THEREFORE, the Council hereby reverses the Order appealed against.**

**(Hasib Ahmad)**  
Member Secretary

1. **The Secretary, Jain College, Opp. Little Angels High School/Gudi Guda Naka Road, Chirwai, Lashkar, Gwalior - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-388/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Jain College, Gwalior, Madhya Pradesh dated 06/05/2010 is against the Order No. WRC/APW05557/222286/130th 2010/66020 dated 20/03/2010 of the Western Regional Committee, withdrawing recognition for conducting D.Ed. course on the ground "The institution neither submitted the documents mentioned in the show cause notice nor gave plausible explanation in respect of grounds (i) & (v) of the show cause notice."

**AND WHEREAS** the Correspondent, Jain College (hereinafter referred to as the appellant), preferred an appeal dated 06/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Manoj Jain, President and Shri Sanjay Jain, Secretary, Jain College, Gwalior, Madhya Pradesh presented the case of the appellant institution on 22.06.2010. In the appeal and during personal presentation it was submitted that the appellant purchased 3,970 sq. mt. of land on 23.01.03 and 2,150 sq. mt. of land on 28.03.03 and in total it was in possession of 6,120 sq. mt. of land. After obtaining the CLU it constructed a 3 storey building with a built-up area of 3,160 sq. mt. for the purpose of D. Ed., B. Ed. & M. Ed course. About 5,000 sq. mt. of open land was available for the play ground. The institution adequately equipped all the laboratories and library was having 7,000 books and provided all the basic amenities as per norms. With regard to second refusal ground it was submitted that the education Technology laboratory was having 27 computers and other necessary hard ware and soft ware as required under NCTE norms. It was also submitted that WRC caused an inspection under section 17 of the NCTE Act and VT verified physically all the facilities available with the institution for conducting the course as per norms.

**AND WHEREAS** the Council noted that WRC withdrew the recognition of the institution on the grounds that (a) The institution has contravened sub- clause (13) of clause 8 of the NCTE Regulations 2007 (b) The institution has contravened clause 5.2 (f) of appendix 2 of the NCTE Regulations 2007. It further observed that clause 8(13) of NCTE regulation 2007 pertain to up gradation of facilities/ requirements as per revised norms & standards and clause 5.2 f of appendix 2 of the NCTE regulations 2007 pertains instructional facilities in the educational technology laboratory. With reference to the withdrawal grounds, the Council noted that (a) the appellant's institution had been conducting D.Ed, B.Ed. & M.Ed. courses. (b) WRC caused an inspection and the inspection team in its report dt. 15.11.09 mentioned the availability of 3160 sq. mts. of built-up area and 6120 sq. mts. of land for conducting of D.Ed., B.Ed. and M.Ed. courses; (c) The library had been augmented with 1200 additional books to the existing stock of 5827 books. (d) The educational technology

and media laboratory was also adequately equipped with projector TV, camera, 27 computers etc. In view of the above the Council came to the conclusion that there was adequate justification in accepting the appeal with a direction to WRC for restoring the recognition of the institution.

**AND WHEREAS** after perusal of documents, memorandum of appeal, VT Report, affidavit and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was enough ground to accept the appeal and that it should be accepted. Accordingly, the appeal was accepted and WRC's order dated 20-03-10 was reversed with a direction to the WRC for restoring the recognition of the institution.

**NOW THEREFORE, the Council hereby reverses the Order appealed against.**

**(Hasib Ahmad)**  
Member Secretary

1. **The Secretary, Jain College, Opp. Little Angels High School / Gudi Guda Naka Road, Chirwai, Lashkar, Gwalior - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-390/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Jain College, Gwalior, Madhya Pradesh dated 06/05/2010 is against the Order No. WRC/APW00639/223181/130th/2010/66000 dated 19/03/2010 of the Western Regional Committee, withdrawing recognition for conducting B.Ed course on the ground "The Institution neither submitted the documents mentioned in the show cause notice nor gave plausible explanation in respect of grounds (i) & (v) of the show cause notice."

**AND WHEREAS** the Correspondent, Jain College (hereinafter referred to as the appellant), preferred an appeal dated 06/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Manoj Jain, President and Shri Sanjay Jain, Secretary, Jain College, Gwalior, Madhya Pradesh presented the case of the appellant institution on 22.06.2010. In the appeal and during personal presentation it was submitted that the appellant purchased 3,970 sq. mt. of land on 23.01.03 and 2,150 sq. mt. of land on 28.03.03 and in total it was in possession of 6,120 sq. mt. of land. After obtaining the CLU it constructed a 3 storey building with a built-up area of 3,160 sq. mt. for the purpose of D. Ed., B. Ed. & M. Ed course. About 5,000 sq. mt. of open land was available for the play ground. The institution adequately equipped all the laboratories and library was having 7,000 books and provided all the basic amenities as per norms. With regard to second refusal ground it was submitted that the education Technology laboratory was having 27 computers and other necessary hard ware and soft ware as required under NCTE norms. It was also submitted that WRC caused an inspection under section 17 of the NCTE Act and VT verified physically all the facilities available with the institution for conducting the course as per norms.

**AND WHEREAS** the Council noted that WRC withdrew the recognition of the institution on the grounds that (a) The institution has contravened sub- clause (13) of clause 8 of the NCTE Regulations 2007 (b) The institution has contravened clause 5.2 (b) of appendix 5 of the NCTE Regulation 2007. It further observed that clause 8(13) of NCTE regulation 2007 pertains to up gradation of facilities/ requirements as per revised norms & standards and clause 5.2 f of appendix 4 of the NCTE regulations 2007 pertains instructional facilities in the educational technology and media laboratory. With reference to the withdrawal grounds, the Council noted that (a) the appellant's institution had been conducting D.Ed, B.Ed.& M.Ed. courses. (b) WRC caused an inspection and the inspection team in its report dt. 15.11.09 mentioned the availability of 3160 sq. mts. of built-up area and 6120 sq. mts. of land for conducting of D.Ed., B.Ed. and M.Ed. courses; (c) The library had been augmented with 1200 additional books to the existing stock of 5827 books. (d) The educational

technology and media laboratory was also adequately equipped with projector TV, camera, 27 computers etc. In view of the above the Council came to the conclusion that there was adequate justification in accepting the appeal with a direction to WRC for restoring the recognition of the institution.

**AND WHEREAS** after perusal of documents, memorandum of appeal, VT Report, affidavit and after considering oral arguments advanced during hearing, the Council reached the conclusion that there was enough ground to accept the appeal and that it should be accepted. Accordingly, the appeal was accepted and WRC's order dated 19-03-10 was reversed with a direction to the WRC for restoring the recognition of the institution.

**NOW THEREFORE, the Council hereby reverses the Order appealed against.**

**(Hasib Ahmad)**  
Member Secretary

1. **The Secretary, Jain College, Opp. Little Angels High School/Gudi Guda Naka Road, Chirwai, Lashkar, Gwalior - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-443/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Sri Chenanand Siksha Prasar Evam Jankalyan Samiti, Gwalior, Madhya Pradesh dated 13/05/2010 is against the Order No. No. WRCAPP508/Rejection/133/2010/67429 dated 29/04/2010 of the Western Regional Committee, rejecting its application for recognition for conducting D.EL.Ed. course on the ground "The converted area of land is only 3200 sq. ft., which is inadequate as per the NCTE norms."

**AND WHEREAS** the Correspondent, Sri Chenanand Siksha Prasar Evam Jankalyan Samiti (hereinafter referred to as the appellant), preferred an appeal dated 13/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri. Shyam Sunder Gurele, Secretary and Shri. Sunil Bhargava, Member, Sri Chenanand Siksha Prasar Evam Jankalyan Samiti, Gwalior, Madhya Pradesh presented the case of the appellant institution on 24.06.2010. In the appeal and during personal presentation, it was submitted that appellant had enclosed with the application, registered sale deed dated 26/10/2009 through which it purchased 0.32 hect. land from one Shyamsunder out of the total land 1.12 hect. situated in khasara no. 166. The area of land was also indicated in words as "battis aare". It was also submitted that alongwith other documents, appellant had also enclosed affidavit to the effect of possession of the land on ownership basis, free from all encumbrances and specifically to the effect that the land was exclusively meant for running the education institution.

**AND WHEREAS** the Council noted that the appellant was in possession of 0.32 Hec./32 aare as per the sale dt. 26.10.09 at survey No. 166 in Lahra Kala Village; the CLU issued by SDM office indicated 0.32 (3200 sq. ft.) of land at Sy. No. 166 was meant for education purpose. It however did not mention unit of measurement after the numeral "0.32". But when you relate the numeral "0.32" with the sale did it corresponds to 0.32 Hect. which comes to 3200 sq. mt. whereas in the CLU the unit sq. ft. appeared to be an inadvertent mistake. Further the appellant on 10.04.10 obtained a certified copy of CLU mentioning 3200 sq.mt. land conversion for education purpose. In view of this the Council came to the conclusion that there was adequate justification in accepting the appeal and remanding the case to the WRC for verification of the CLU document from the issuing authority and for further processing thereafter.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after hearing oral arguments advanced during the hearing, the Council

reached the conclusion that there was enough ground to accept the appeal, set aside WRC's order dated 29-04-10 and remand the case to WRC for verification of the CLU document from the issuing authority and for further processing thereafter. Accordingly, the appeal was accepted and the case was remanded to the WRC.

**NOW THEREFORE, the Council hereby remands back the case of Sri Chenanand Siksha Prasar Evam Jankalyan Samiti, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

- 1. The Secretary, Sri Chenanand Siksha Prasar Evam Jankalyan Samiti, Jawahar Colony Kampoo LashikaR, Village- Post Office- Lashkar Tehsil, Gwalior - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-401/2010-Appeal  
**NATIONAL COUNCIL FOR TEACHER EDUCATION**  
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

13/08/2010

**ORDER**

**WHEREAS** the appeal of Allama Iqbal Marathi Medium D.Ed. College, Aurangabad, Maharashtra dated 06/05/2010 is against the Order No. WRC/APW06492/122312 (ADDL)/120th/2010/65781 dated 09/03/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the ground "WRC in its 120th meeting held on June,23-24, 2009 came to the conclusion that the institution has not submitted reply of said deficiency letter within the period of 90 days as prescribed in section 7(1)of NCTE Regulation 2007, hence application be rejected and file be closed."

**AND WHEREAS** the Correspondent, Allama Iqbal Marathi Medium D.ED. College (hereinafter referred to as the appellant), preferred an appeal dated 07/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Mahebobkhan, Vice president, Allama Iqbal Marathi Medium D.ED. College, Aurangabad, Maharashtra presented the case of the appellant institution on 22.06.2010. In the appeal and during personal presentation it was submitted that the appellant had already been running D.Ed. (urdu medium) since 2006; it submitted an application for D.Ed. (marathi medium) on 22.05.07. WRC issued deficiency letter on 07.08.07 and rejected the proposal in its 120th meeting held on 23-24th June'09 for not removing the deficiencies within the stipulated period. After knowing this decision; referring to the minority status accorded to the institution it re-submitted the proposal on 30.06.09 after complying with the deficiencies. WRC vide its letter dt. 23.07.09 asked the institution to submit the translated copy (in English/ Hindi) alongwith original copy of minority status certificate issued by the state Govt. and thereafter the proposal would be considered. The appellant on 15.09.09 submitted translated copies of the minority status certificate dt. 11.08.09 issued by principal secretary, minorities. Development Department Govt. of Maharashtra, Mantralayo, Mumbai. Despite the submission of the sought document WRC refused the recognition on account of non-removal deficiencies conveyed vide WRC's letter dt. 07.08.07. WRC was not reasonable in refusing the recognition, as the appellant re-submitted the proposal after rectifying deficiencies pointed out by WRC in its earlier letter dt. 07.08.07 and thereafter WRC had only asked for submission of minority status certificate and not for removal of any other deficiency.

**AND WHEREAS** the Council noted that the proposal was re-submitted by the appellant on 30.06.09 after making good of deficiencies in the light of WRC's earlier deficiency letter. WRC should have scrutinized this application properly and issued a notice before rejecting the application. After re-submission of the application, all

that WRC sought from the institution was only minority status certificate and nothing else. In view of the above the Council came to the conclusion that there was adequate justification in accepting the appeal and remanding the case to WRC for re-examination of the proposal and further action thereafter on merit.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after considering oral arguments advanced during the hearing, the Council reached the conclusion that there was enough ground to accept the appeal, set aside WRC's order dated 09-03-10 and remand the case to WRC re-examination of the proposal and for further action thereafter on merit. Accordingly, the appeal was accepted and the case was remanded to the WRC.

**NOW THEREFORE, the Council hereby remands back the case of Allama Iqbal Marathi Medium D.ED. College, Aurangabad, Maharashtra to the WRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

1. **The Vice-President, Allama Iqbal Marathi Medium D.ED. College, Gut No.97, Mitmita, Aurangabad - 431001, Maharashtra**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.

F.No.89 - 244/2010 - Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Vande Matram College of Education (Ankit Shiksha Prasar Evam Samaj Kalyan Samiti), Gwalior, Madhya Pradesh dated 29/03/2010 is against the Order No. No.WRC/APW02543/222119/130th/2010/66015 dated 20/03/2010 of the Western Regional Committee, withdrawing recognition for conducting D.Ed. course on the ground "The institution neither submitted the documents mentioned in the Show Cause Notice nor gave plausible explanation in respect of grounds (i) to (iv) of the Show Cause Notice."

**AND WHEREAS** the Correspondent, Vande Matram College of Education (Ankit Shiksha Prasar Evam Samaj Kalyan Samiti) (hereinafter referred to as the appellant), preferred an appeal dated 05/04/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Ram Vir Singh Jadon, Secretary, Vande Matram College of Education (Ankit Shiksha Prasar Evam Samaj Kalyan Samiti), Gwalior, Madhya Pradesh presented the case of the appellant institution on 22.04.10. In the appeal and during personal presentation, it was submitted that the requisite documents were furnished by the institution to the WRC and that the other part of the ground of withdrawal of recognition that the institution did not submit any plausible explanation in respect of ground (i) to (iv) of the Show Cause Notice was also incorrect and non-sustainable. It was also submitted that the appellant institution replied to each and every objection including the grounds (i) to (iii); and in respect of ground (iv), it was submitted that there was no ground (iv) shown in the show cause notice, which also showed the casual attitude of WRC and the haste in which the order of withdrawal of recognition was passed.

**AND WHEREAS** the Council noted that the WRC, Bhopal got an inspection of the institution conducted on 10.11.2009 under section 17 of the NCTE Act and, after consideration of the VT Report and other records, a show cause notice dated 28.12.2009 was issued to the institution stating that the institution was running D. Ed, B, Ed and M. Ed courses on lease premises having a total constructed area of 5272 sq. ft, the institution made additional constructions without obtaining the written permission of the owner, which could not be treated as legal and the institution did not fulfill clause 5.1.1 of the norms for D. Ed. course, there was nothing on record to establish that the competent local authority lawfully granted the building permission and permission to occupy the building and that the institution had never submitted it and the institution was asked to show cause within a period of two weeks why recognition should not be withdrawn on the following grounds:- a) Institution contravened sub clause 13 of clause 8 of NCTE Regulations, 2007; b) Institution contravened clause 5.1.1 of Appendix 2 of NCTE Regulations, 2007; c) Institution contravened clause 4.1 of Appendix 2 of NCTE Regulations, 2007. The institution was

also asked to furnish certified true copy of the following documents:- 1) Registered land documents; 2) Permission of Government of Madhya Pradesh to use the land for educational purpose; 3) Building permission of the local authority alongwith approved building plan; 4) Permission of the local authority to occupy the building; 5) SCERT approval for teaching staff for D. Ed course. In its reply dated 14.1.2010 (received by WRC on 16.1.2010), the institution informed that (1) institution was having land measuring 4600 sq. mts and build up area of 4018 sq. mts.; (2) As per the norms of NCTE, institution was having constructed area of 4018 sq. mts on 30 years lease, (3) before construction, institution obtained approval of local authority of gram Panchayat and map was approved , written permission of owner was obtained and building completion certificate dated 15.10.09 was submitted, (4) Lease agreement provided that it was to be used for educational purposes (5) institution had submitted approved list earlier and again it submitted revised list. Since the institution did not submit the documents called for and the Regional Committee was not satisfied with the reply of the institution, it withdrew recognition of the institution for D. Ed course.

**AND WHEREAS** the Council also noted that the original lease deed in respect of land and building was dated 08.07.2005 for a period of 30 years. The lease deed was in respect of land in Khasra Nos. 805 and 806 having an area of 49,500 sq. ft. (4599 sq. mtrs,) and a building constructed on it with a built-up area of 5272 sq.ft. or 490 sq. mtrs. However, the building plan submitted alongwith the application showed that size of plot (khasra nos. 805 and 806) was 4052.12 sq. mtrs. and built-up area as 570 sq. mtrs. or 6135 sq, ft. as against 4599 sq, mtrs. and 490 sq, mtrs. respectively as per the lease deed. A different building plan showing size of the plot as 4600 sq. mts. and built-up area of 4018 sq. mtrs. was submitted by the institution alongwith its letter dated 14.01.2010 in reply to the show-cause notice dated 09.12.09. But no khasra no./ survey no was indicated in the building plan, which prima-facie, was not a proper document. Thus, the institution has been making contradicting claims with regard to land and built-up area/ in different document furnished by it, at different point of time raising doubt about the genuineness of the document furnished. In the circumstances, the Council was of the view that the recognition of the institution was withdrawn by WRC for valid reasons and, thus, there was no ground to accept the appeal.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after hearing oral arguments advanced during hearing, the Council reached the conclusion that there was no ground to accept the appeal and that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 20-03-10 was confirmed.

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

**(Hasib Ahmad)**  
Member Secretary

**1. The Secretary, Vande Matram College of Education (Ankit Shiksha Prasar Evam Samaj Kalyan Samiti), G.D.A. Complex, Vinay Nagar, Sector - 1, Jail Road, District, Gwalior - , 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

F.No.89-445/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Apex College of Education, Sirsa, Haryana dated 13/05/2010 is against the Order No.F.NRC/NCTE/F.7/HR-1673/159 Meeting/2010 dated 12/05/2010 of the Northern Regional Committee, refusing recognition for conducting B.Ed course on the ground "Mr. Haldhar Yadav appointed as Lecturer is not qualified to teach methods of History, Economics and Geography."

**AND WHEREAS** the Correspondent, Apex College of Education (hereinafter referred to as the appellant), preferred an appeal dated 13/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Dr. Amarjeet Sihag, President's nominee, Apex College of Education, Sirsa, Haryana presented the case of the appellant institution on 24.06.2010. In the appeal and during personal presentation, it was submitted that Mr. Haldhar Yadav was appointed as Lecturer in Education in the teaching of social studies by a duly constituted selection committee comprising 3 experts from the affiliating university i.e. Kurukshetra University, Kurukshetra. The selected and appointed candidate was M.A. in History with 79.5%, NET in History, besides being M.Ed and Ph.D in Education. During the presentation, the representative of the institution stated that Mr. Haldhar Yadav was qualified to teach methods of History, Economics and Geography but since the NRC maintained that he was not qualified, the institution selected another candidate namely Dr. Samer Kumar Singh in place of Mr. Haldhar Yadav.

**AND WHEREAS** the Council noted that the NRC had issued LOI prior to recognition to the institution on 04-12-09 and in response to that the institution submitted its reply alongwith the requisite documents to the NRC on 19-01-2010, Thereafter, the NRC issued a show cause notice dated 20-02-10 pointing out that appointed Principal did not have requisite percentage of marks at M.Ed., there were no staff members to teach methods of teaching History, Geography and Economics and university letter regarding nomination of experts in the Selection Committee was not furnished and allowed the institution a period of 3 months to furnish the documents etc. The institution submitted its reply clarifying the position, vide its letter dated 01-04-10. The NRC refused recognition to the institution vide its order dated 12-05-10 on the ground that Mr. Haldhar Yadav appointed as Lecturer was not qualified to teach History, Economics and Geography. The Council observed that though Dr. Haldhar Yadav was not B. Ed in History/Geography/Economics, he was having M.A in History and M.Ed and Ph. D in Education. However, since the NRC did not accept him as qualified to teach methods of History, Geography and Economics, the

institution selected another candidate namely Dr. Samer Kumar Sigh. The Council verified the staff profile of Dr. Samer Kumar Singh and the same was found to be in order. In the circumstances, the Council was of the view that the appeal should be accepted and the case remanded to the NRC for examining the profile of Dr. Samer Kumar Singh and issuing appropriate orders.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit, VT Report and after considering oral arguments advanced during the hearing, the Council reached the conclusion that there was adequate ground to accept the appeal, set-aside NRC's order dated 12-05-10 and remand back the case to NRC for examining the staff-profile of Dr. Samer Kumar Singh and issuing appropriate orders, thereafter.

**NOW THEREFORE, the Council hereby remands back the case of Apex College of Education, Sirsa, Haryana to the NRC, NCTE, for necessary action as indicated above.**

**(Hasib Ahmad)**  
Member Secretary

1. **The President, Apex College of Education, Near Bypass Mameran Road Ellenabad, Sirsa - -, Haryana**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Haryana, Chandigarh.

F.No.89-422/2010-Appeal

**NATIONAL COUNCIL FOR TEACHER EDUCATION**

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

13/08/2010

**ORDER**

**WHEREAS** the appeal of Sant Chhaviram Das Education College, Bind, Madhya Pradesh dated 11/05/2010 is against the Order No. WRC/NCTE/2010/RL-66054 dated 22/03/2010 of the Western Regional Committee, rejecting the application of the institution for grant of recognition for conducting D.E.C.Ed course on the ground "The land document is in favor of Adhyaksha Jagdish Prasad s/o Adi Ram Bohre Sant Chhaviram Das Shiksha Samiti. The institution did not fulfill the condition as required in clause 8(7)(i) of NCTE Regulations 2009."

**AND WHEREAS** the Correspondent, Sant Chhaviram Das Education College (hereinafter referred to as the appellant), preferred an appeal dated 11/05/2010 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

**AND WHEREAS** Shri Ashok Sharma, Treasurer, Sant Chhaviram Das Education College, Bind, Madhya Pradesh presented the case of the appellant institution on 23.06.2010 in the appeal and during personal presentation it was submitted that the institute furnished two land documents and in the first one the purchaser was Adhyaksha Jagadish Prasad S/o Adi Ram Bohare Sant Chaviram Das Shikha Samiti, which was a typing mistake and a correction was made in front of sub-registrar.

**AND WHEREAS** the Council noted that the Khatauni document of land submitted to the WRC mentioned the land was in the name of an individual. The Council further noted that the khatauni document of land submitted to the WRC mentioned the land was in the name of an individual and also after the date of refusal of recognition. The Council further noted that the appellant obtained a certified copy of the land document only on 6.4.2010 much after the submission of the application and also after the date of refusal recognition. As this essential document has to accompany the application itself and corrections have been made in land document, the Council came to the conclusion that the appeal deserved to be rejected and the decision of Western Regional Committee confirmed.

**AND WHEREAS** after perusal of documents, memorandum of appeal, affidavit and after hearing oral arguments advanced during hearing, the Council reached the conclusion that there was no ground to accept the appeal and that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 22-03-10 was confirmed.

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

**(Hasib Ahmad)**

Member Secretary

1. **The President, Sant Chhaviram Das Education College, Khasra No. 506,799, Village- Ahroli Kali, Post- Ahroli Kali, Tehsil- Ater, Bhind - -, 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, Manas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.

