

F.No.89-1146/2009-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Swami Sahajananda Sewa Samaj, Bokaro, Jharkhand dated 22/09/2009 is against the Order No. ERC/7-97.8.10/2009/823 dated 25/07/2009 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the grounds " 1) The institution has submitted lease land documents, which is for high school. As per NCTE regulation 8(7) of NCTE (Recognition norms and procedure) Regulation, 2007 regarding possession of land by the institutions, the land should be in the name of institution concerned either on ownership basis or on lease basis from the Govt./Govt. Institution for a period not less than 30 years and it is free from all encumbrances, not submitted. 2) Built up area 340 sq. mtrs. mentioned in the application is less than the requirement of NCTE norms. 3) The institution has not been submitted the building completion certificate mentioning therein Khasra no., Plot no., details of total land area, built up area which is as per the approved building plan and land documents of the institution suitable to run teacher training course as per the NCTE norms duly approved by Govt. Engineer and countersigned by the authority concerned. 4) The building plan submitted by the institution is for the public school. Approved building plan for the proposed Teacher Training Institution has not been given. 5) The State Govt. vide its letter no. 155 dated 15/01/2009 received in this office on 28/01/2009 has stated that recommended that recognition should not be granted to the institution. 6) Land use permission from the Competent Authority has not been submitted w.r.t. Col. 5 of the affidavit".

AND WHEREAS the Correspondent, Swami Sahajananda Sewa Samaj (hereinafter referred to as the appellant), preferred an appeal dated 25/09/2009 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 P.N. Roy, President and Shri T.P. Singh, General Secretary, Swami Sahajananda Sewa Samaj, Bokaro, Jharkhand presented the case of the appellant institution on 30-10-09. In the appeal and during personal presentation it was submitted that only 2.5 acre of leased land is for the high school and the remaining 5.5 acre is for B.Ed. college; the built-up area of the building is 1450 Sq.mts. and not 340 Sq.mts. which was wrongly indicated in the application form; the building completion certificate mentioning khasra No., plot no., total land area and built-up area issued by Govt. Engineer; building plan was approved by the competent authority and an affidavit regarding land use permission from the competent authority is also enclosed. In the course of presentation the appellant admitted that the land has been taken on lease from SAIL Authority.

AND WHEREAS the Council deferred its decision on 30-10-09. It again considered the case on 09.02.10. The Council examined the lease document and noted that 6 acre of land was leased for the purpose of the school to the society by

SAIL. However, Regional Deputy Director of the Education in its inspection report pointed that the society was having 6 acre of land on lease for school purpose and to change the land use from school to B.Ed. was under process. Further the appellant vide its letter dated 08-02-10 stated that the institution completed construction of 1500 Sq.mts. built-up area. The Council therefore felt that the case may be remanded to the ERC for causing an inspection of the institution to ascertain the actual built-up area and land and other facilities available with the institution, while the institution obtain NOC from SAIL-Bokaro and produces the same to NRC before the latter take a decision based on the Visiting Team Report.

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 adequate ground to accept the appeal, set aside ERC's order dated 25.07.09 and remand the case to ERC for causing inspection of the institution to ascertain the infrastructure and instructional facilities as per NCTE norms, pending receipt of NOC from SAIL, Bokaro.

NOW THEREFORE, the Council hereby remands back the case of Swami Sahajananda Sewa Samaj, Bokaro, Jharkhand to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The President, Swami Sahajananda Sewa Samaj, Bokaro steel City, Po-Sector-9, Bokaro - , Jharkhand**
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 - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.

F.No.89-1313/2009-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Modern College of Professional Studies, Ghaziabad, Uttar Pradesh dated 03/11/2009 is against the Order No. F.NRC/NCTE/F-7/UP-2570/141 meeting/2009/10825 dated 26/09/2009 of the Northern Regional Committee, refusing recognition for conducting M.Ed course on the grounds "The institution is required to appoint one Professor other than the Principal of B.Ed course. If the Principal of B.Ed course has been selected as Professor separate Principal is to be appointed and details to be submitted on affidavit Rs.100/- stamp paper".

AND WHEREAS the Correspondent, Modern College of Professional Studies (hereinafter referred to as the appellant), preferred an appeal dated 09/11/2009 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. Vineet Goel, Secretary and Shri. Antesh Kumar, Administrator, Modern College of Professional Studies, Ghaziabad, Uttar Pradesh presented the case of the appellant institution on 10.02.2010. In the appeal and during personal presentation it was submitted that the appointment of Professor was in process and they were hoping to complete the approval and appointment within one month.

AND WHEREAS the Council defined its decision on that day. It again considered the case on 6-04-10. The Council noted that Letter of Intent prior to recognition was issued to the institution on 25.01.2008 asking the institution to make appointment of qualified faculty members through duly constituted selection committee and to furnish a compliance report to the NRC for issuance of formal recognition order. The Council further noted that no appointment of professor was made by the institution and proper Selection Committee was also not constituted by the institution. The Committee also noted that the Council took decision to give some more time for appointing the faculty in M. Ed courses, in view of the constraints faced by the institutions in appointing the professor/ reader and also in involving the affiliating university in the selection committee. The Council, therefore, came to the conclusion that there was adequate justification in accepting the appeal, with direction to the NRC to give another three months time to the institution for appointing qualified staff as per norms and for further processing thereafter as per Regulations.

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 remands the case to the NRC. Accordingly, the appeal was accepted and NRC's order dated 26-09-09 was set aside and remand the case to the NRC with the direction to the NRC to give another three months time to the institution for

appointing qualified staff as per norms and for further processing thereafter as per Regulations.

NOW THEREFORE, the Council hereby remands back the case of Modern College of Professional Studies, Ghaziabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Modern College of Professional Studies, 431, Anand Industrial Estate, Mohan Nagar, , Ghaziabad - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-978/2009-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

15/04/2010

ORDER

WHEREAS the appeal of Prabha Devi Mahavidyalaya, Sant Kabir Nagar, Uttar Pradesh dated 31/08/2009 is against the Order No. F. NRC/NCTE/F73/UP-2140/141st Meeting/2009/9846 dated 31/08/2009 of the Northern Regional Committee, refusing recognition for conducting M.Ed course on the ground "The list of appointed Faculty as per NCTE norms has not been submitted till date".

AND WHEREAS the Correspondent, Prabha Devi Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 31/08/2009 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. Ravi Pratap Singh and Shri. Vinay Kumar Chaturvedi, Prabha Devi Mahavidyalaya, Sant Kabir Nagar, Uttar Pradesh presented the case of the appellant institution on 10.02.2010. In the appeal and during personal presentation it was submitted that NRC in its 113th meeting granted recognition for M.Ed. course for an intake of 25 students and recognition order was issued on 29-12-06 and that approval for teaching staff was made on 31-7-07.

AND WHEREAS the Council deferred its decision on that day. It again considered the case on 6-04-10. The Council noted that the position stated by the institution was not correct inasmuch as no recognition was granted to the institution and only conditional recognition subject to the appointment of qualified staff through duly constituted selection committee was issued to the institution vide NRC's order dated 29-12-06. Since no list of staff was furnished by the institution to the NRC a reminder dated 9-7-07 was issued by the NRC to the institution asking it to furnish copy of advertisement notice, consolidated staff list, proceedings of the Selection Committee constituted, letter from affiliating body regarding nomination of experts in the Council and affidavit on Rs.10 stamp paper. The institution furnished a reply vide its letter dated 17-7-07 but all the requisite documents were not forwarded. Therefore the NRC issued another reminder on 05-02-08 asking for the aforementioned documents alongwith attested copies of Ph.D and experience certificate in respect of Principal/HOD and M.Ed. degree in respect of all staff etc. The Committee also noted that the Council took decision to give some more time for appointing the faculty in M. Ed courses, in view of the constraints faced by the institutions in appointing the professor/ reader and also in involving the affiliating university in the selection committee. The Council, therefore, came to the conclusion that there was adequate justification in accepting the appeal, with direction to the NRC to give another three months time to the institution for appointing qualified staff as per norms and for further processing thereafter as per Regulations.

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 NRC's order dated 31-08-09 was set aside and remand the case to the NRC with the direction to the NRC to give another three months time to the institution for appointing qualified staff as per norms and for further processing thereafter as per Regulations.

NOW THEREFORE, the Council hereby remands back the case of Prabha Devi Mahavidyalaya, Sant Kabir Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

- 1. The Manager, Prabha Devi Mahavidyalaya, Khalilabad,, Sant Kabir Nagar - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-1306/2009-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Vivekananda College of Education (N.L. Educational Society), Aligarh, Uttar Pradesh dated 30/10/2009 is against the Order No. F.NRC/NCTE/F-7/UP-2669/141st Meeting/2009/10776 dated 26/09/2009 of the Northern Regional Committee, refusing recognition for conducting M.Ed course on the ground "The list of appointed faculty as per NCTE Norms has not been submitted till date".

AND WHEREAS the Correspondent, Vivekananda College of Education (N.L. Educational Society) (hereinafter referred to as the appellant), preferred an appeal dated 03/11/2009 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. Anil Sarswat, Secretary and Shri Ajai Raj, Manager, Vivekananda College of Education (N.L. Educational Society), Aligarh, Uttar Pradesh presented the case of the appellant institution on 10.02.2010. In the appeal and during personal presentation it was submitted that at the time of inspection, documents specifically including the list of faculty, their experience alongwith their photograph were given to the inspection team on 14-2-08 and that for compliance of Section 7(12), the institution had submitted all relevant documents of selection of faculty members with affidavits on the prescribed format on Rs.10/- stamp paper, affidavit on Rs.100/- stamp paper vide their letter 10-4-08 through registered post.

AND WHEREAS the Council deferred its decision on that day. It again considered the case on 6-04-10. The Council noted that the institution was asked, vide NRC's letter dated 25-3-08 to furnish experience certificate in respect of Principal and staff within 21 days for issuing formal recognition order. The Council also noted that though the institution had claimed that it had furnished experience certificate of Principal and affidavits on Rs.100/- and Rs.10/- stamp papers, no such documents were available on the file. Further, from the documents submitted by the institution alongwith appeal it was observed that meeting of the Selection Committee for selection of faculty for M.Ed. course was held on 25-9-07 and appointments were also claimed to have been made on 25-9-07 i.e. even before the submission of the application for recognition of M.Ed. course on 24-10-07. The appointments before the submission of the application can not be considered and the institution has to make fresh appointments. The Committee also noted that the Council took decision to give some more time for appointing the faculty in M. Ed courses, in view of the constraints faced by the institutions in appointing the professor/ reader and also in involving the affiliating university in the selection committee. the Council, therefore, came to the conclusion that there was adequate justification in accepting the appeal, with direction to the NRC to give

another three months time to the institution for appointing a qualified staff as per norms and for further processing thereafter as per Regulations.

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 NRC's order dated 26-09-09 was set aside and remand the case to the NRC with the direction to the NRC to give another three months time to the institution for appointing qualified staff as per norms and for further processing thereafter as per Regulations.

NOW THEREFORE, the Council hereby remands back the case of Vivekananda College of Education (N.L. Educational Society), Aligarh, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Vivekananda College of Education (N.L. Educational Society), Mathura Bye Pass, Gonda Road, Koil, District - , Aligarh - 202002, 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

15/04/2010

ORDER

WHEREAS the appeal of Savita Devi Girls College, Meerut, Uttar Pradesh dated 05/01/2010 is against the Order No. NRC-NCTE/WITHOUT ONLINE/2009/13304 dated 09/12/2009 of the Northern Regional Committee, refusing recognition for conducting B.Ed (Addl.) course on the ground "since the application was not submitted on-line as required under the regulation 2009, the application could not be considered."

AND WHEREAS the Correspondent, Savita Devi Girls College (hereinafter referred to as the appellant), preferred an appeal dated 06/01/2010 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. Amit Nehra, Secretary and Ms. Anuradha Malik, Asstt. Secretary, Savita Devi Girls College, Meerut, Uttar Pradesh presented the case of the appellant institution on 10.02.2010. In the appeal and during personal presentation it was submitted that institution had submitted application for additional intake in D.Ed. course on 28-8-09 when the application could be submitted by post/by hand only and not electronically. The regulation to submit application electronically came into force only on 31-8-09 and therefore it was not applicable in its case.

AND WHEREAS the Council noted that the appellant applied for grant of recognition to an additional unit in the B.Ed. programme on 28-8-09 for the session 2009-10. And it was not eligible to apply for the session 2009-10 in the month of August 2009. NCTE issued a public notice on 28-07-09 that online applications from the institutions would be received for the session 2010-11 from 1st September 2009 to 31st October 2009. As such the institution's application received by post on 28.08.09 was contrary to this public notice, was not acceptable. Also the public notice imposed a ban on granting of recognition to B.Ed. colleges in the state of Uttar Pradesh for the session 2010-11. In view of the above the Council came to the conclusion that there was no ground to accept the appeal and it should be rejected.

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 NRC's order dated 09-12-09 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Savita Devi Girls College, Vill- Kayasth Gawari, Post- Mohiuddinpur,, Meerut - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89 - 29/2010 - Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Jai Ganesh Shiv Sagar Mahila Prashikshan Sansthan (Jai Ganesh Navyuwak Kalyan Samiti), Faizabad, Uttar Pradesh dated 13/01/2010 is against the Order No. F.No.NRC/NCTE/NRCAPP133/2009/13969 dated 21/12/2009 of the Northern Regional Committee, refusing recognition for conducting D.E.C.Ed course on the grounds "The institution not submitted following documents :- (1) Application in triplicate on the prescribed format. (2) Processing fee as provided under Rule 9 of the NCTE Rules, 1997 as amended from time to time. (3) Certified copy of registered land documents issued by the competent authority. (4) Approved building plan by the competent authority. (5) Notarized copy of change of CLU issued by the competent authority. (6) Affidavit on the prescribed form on Rs.100/- stamp paper duly attested by Oath Commissioner or Notary Public stating the location of the land (village, district, state, etc) the total area in possession, the permission of the competent authority to use land for educational purposes and the mode of possession be ownership or lease."

AND WHEREAS the Correspondent, Jai Ganesh Shiv Sagar Mahila Prashikshan Sansthan (Jai Ganesh Navyuwak Kalyan Samiti) (hereinafter referred to as the appellant), preferred an appeal dated 13/01/2010 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 Sagar, Manager and Shri. Ram Bahadur, President, Jai Ganesh Shiv Sagar Mahila Prashikshan Sansthan (Jai Ganesh Navyuwak Kalyan Samiti), Faizabad, Uttar Pradesh presented the case of the appellant institution on 11.02.2010. In the appeal and during personal presentation it was submitted that an application for D.E.C.Ed. was submitted through online on the prescribed format and a photocopy of the same was submitted to NRC for further processing, alongwith the processing fee of Rs. 40,000/-, certified copy of the registered land, copy of the approved building plan, CLU issued by the competent authority and affidavit on Rs. 100/- attested by Oath commissioner.

AND WHEREAS the Council noted that no certified copy of registered land document was furnished by the institution as claimed by the institution and the building plan submitted was also not approved by the competent authority. It however submitted a Khatauni document of land stating that the land was in possession of the institution. The Council also noted that NCTE Hqrs. vide letter dt.2nd Dec'09 issued clarified that " In the cases, where any supporting document is missing, the deficiency shall be pointed out to the institution as required in clause of the Regulations 2009, with the condition that the application will be rejected if the missing document produced in response to the deficiency letter was not ready on the date of submission of the application" The Council, therefore, came to the conclusion that there was adequate justification in remanding the case to the NRC

with the direction to the NRC for issuance of deficiency letter, in the light of the clarification issued by the Hqrs.

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 adequate ground to accept the appeal, set aside the order dt. 21/12/2009 of NRC and remand back the case to NRC for issuance of deficiency letter, in the light of the clarification issued by the Hqrs.

NOW THEREFORE, the Council hereby remands back the case of Jai Ganesh Shiv Sagar Mahila Prashikshan Sansthan (Jai Ganesh Navyuwak Kalyan Samiti), Faizabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Manager, Jai Ganesh Shiv Sagar Mahila Prashikshan Sansthan (Jai Ganesh Navyuwak Kalyan Samiti), Plot no. 357, Akbapur Road, Village - Deokali, Tehsil - Sadar, District, Faizabad - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-21/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Late Ravindra Singh Smarak Mahavidyalaya, Gonda, Uttar Pradesh dated 08/01/2010 is against the Order No. NRC/NCTE/NRCAPP332/2009/13972 dated 21/12/2009 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed course on the grounds "1) FDR of Rs. 5 & Rs. 3 lakh of a nationalized bank towards Endowment fund & Reserve fund respectively not submitted. 2) Certified copy of the registered land documents issued by the competent authority not submitted. 3) The institution submitted the copy of approved building plan but not approved by the competent authority. 4) Notarized copy of change of land use certificate issued by the competent authority not submitted."

AND WHEREAS the Correspondent, Late Ravindra Singh Smarak Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 08/01/2010 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. Harish Kumar Srivastava, Administrative Officer, Late Ravindra Singh Smarak Mahavidyalaya, Gonda, Uttar Pradesh presented the case of the appellant institution on 11.02.2010. In the appeal and during personal presentation it was submitted that the rejection order was against the principles of natural justice as no opportunity was provided to the institution before issuing rejection order. It was also submitted that the appellant institution had submitted all the requisite documents warranting granting of recognition requested for.

AND WHEREAS the Council noted that the appellant did not submit FDRs to the NRC, it rather created FDRs of Rs. 5.00 lakhs and Rs. 3.00 lakhs in Allahabad Bank towards endowment fund and reserved fund on 02.01.2010 that was after the date of submission of on line application (31.10.09). Further the land was leased to the institution from a private party and this was not acceptable as per norms. The Council also noted that Regulation 7(I) on the NCTE Regulations 2009 stipulated that online application with separate submission of the seven specified documents including certified copy of registered land document and FDRs shall be considered as complete application and Regulation 7(1-A) of the said Regulations also stipulated that the application submitted online but not followed by dispatch through registered post or by hand with the specified seven documents within seven days shall be considered as incomplete and shall be summarily rejected with reasons recorded in writing and returned to the applicant alongwith the processing fees within 30 days of the receipt of application. Since the institution did not submit certified copy of registered land document and FDRs for Rs. 5.00 lakhs and Rs. 3.00 lakh, the Council of the view that the application of the institution was rejected by

the NRC on valid grounds 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 NRC's order dated 21-12-09 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Manager, Late Ravindra Singh Smarak Mahavidyalaya, Vill.- Sahibapur, Wazeerganj,, Gonda - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89-18/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

15/04/2010

ORDER

WHEREAS the appeal of Naranji Lalbhai Patel P.T.C College, Distt. Surat, Gujarat dated 07/01/2010 is against the Order No. WRC/APW04273/322428/127th/2009/61649 dated 14/11/2009 of the Western Regional Committee, refusing recognition for conducting PTC (Co-Ed) course on the ground "1) The applicant failed to appoint adequate qualified staff as per norms within a reasonable period despite reminders from WRC 2) The applicant contravened clause 8(10) of NCTE (Recognition, Norm & Procedure) Regulations 2005 by admitting students even before obtaining recognition from WRC."

AND WHEREAS the Correspondent, Naranji Lalbhai Patel P.T.C College (hereinafter referred to as the appellant), preferred an appeal dated 07/01/2010 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. Anand Y. Bhatt, Advisor and Shri. Kashayap J. Patel, Managing Trustee, Naranji Lalbhai Patel P.T.C College, Distt. Surat, Gujarat presented the case of the appellant institution on 11.02.2010. In the appeal and during personal presentation it was submitted that the ground indicated in refusal order was that staff was not appointed in reasonable time while the staff profiles except for principal was approved and presented to the NCTE. Subsequently, the NCTE in the last letter informed that principal was not eligible but as per the norms and evidence, she was eligible. It was also submitted that students were admitted only after LOI prior to recognition was issued to Government of Gujarat and the Government of Gujarat took the decision to enroll students.

AND WHEREAS the Council noted that the principal appointed by the institution was not having requisite teaching experience of five years in a PTC college and therefore, the ground of refusal of recognition at serial no. 1 was in order. As regard ground at serial no. 2 the Council noted that only a letter of intent prior to recognition was issued to the institution on 10-1-2008 to enable the institution to appoint qualified staff through duly constituted selection committee as per prescribed procedure and submit details of the appointed faculty alongwith the requisite documents to the WRC to enable it to issue formal recognition order and that section 16 of the NCTE Act stipulated that no examining body shall hold examination whether provision or otherwise for a course or training unless the institution concerned has obtained recognition from the Regional Committee concerned under section 14 or permission for a course or training under section 15. The LOI prior to recognition dated 10-01-2008 also specifically indicated that no admission shall be made by the institution before obtaining formal recognition from the WRC, therefore, by admitting students without obtaining formal recognition order

from the WRC the institution contravened clause 8(10) of NCTE Regulations 2005. The committee was of the view that the refusal of recognition to the institution by the WRC was on valid grounds and there was no ground to accept the appeal, it however felt that the refusal order need to be modified into withdrawal order of letter of intent prior to grant of recognition, in order to safe guard the interest of the already admitted students.

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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 14-11-09 was confirmed, but the refusal order need to be modified into withdrawal of recognition order, in order to safe guard the interest of the already admitted students, who were admitted by the way of allotment by the State Govt., after counseling.

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

(Hasib Ahmad)
Member Secretary

1. **The Managing Trustee, Naranji Lalbhai Patel P.T.C College, Astan Jin Compound, At. Astan, Ta. Bardoli, , Distt. Surat - 394601, Gujarat**
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 Gujarat, Gandhinagar.

F.No.89-42/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

15/04/2010

ORDER

WHEREAS the appeal of Haryana Shakti College of Education, Delhi, Delhi dated 19/01/2010 is against the Order No. NRC/Acad./Misc/2009/13568 dated 16/12/2009 of the Northern Regional Committee, refusing recognition for conducting B.Ed course on the ground "The application for B.Ed. course is supported with land document of private lease not arised which is not as per requirement of Clause 8.7(i) of NCTE Regulations 2009 and the land in the name of the society for running a school".

AND WHEREAS the Correspondent, Haryana Shakti College of Education (hereinafter referred to as the appelland), preferred an appeal dated 19/01/2010 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. Raj Singh Dabas, Vice Chairman and Shri. Kartar Singh Mathur, Secretary, Haryana Shakti College of Education, Delhi, Delhi presented the case of the appelland institution on 11.02.2010. In the appeal and during personal presentation it was submitted that the NRC erred in arriving at the decision that land was in the name of the society for running school. The land was actually in the name of Haryana Shakti Educational Society which had applied for starting B.Ed programme under the name and style of Haryana Shakti College of Education. The society has 100 Bighas 2 Biswas of land on ownership basis which was more than sufficient for running a school as well as B.Ed. college and it earmarked 2650 Sq.mts. of land vide management resolution dated 08-08-09.

AND WHEREAS the Council noted from the Delhi Administration notification dated 12-08-959 that 100 Bhighas and 2 Bhighas land was allotted to the society for running Haryana Shakti School, Kanjhawala. Though the Society is having enough land for running school as well as B.Ed. programme, yet it needs to obtain NOC from Delhi Administration for running B.Ed. programme, by segregating requisite piece of land as per norms. In view of the above, the Council came to the conclusion that there was enough ground to accept the appeal and remand the case to NRC for causing inspection of the institution, while the institution shall obtain NOC from Delhi Administration and shall produce the same to NRC, before it takes a decision based on the Visiting Team Report.

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 adequate ground to accept the appeal, set aside NRC's order dated 16-12-09 and remand the case to NRC for causing

inspection of the institution to ascertain the infrastructure and instructional facilities as per NCTE norms, pending receipt of NOC from DDA.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Haryana Shakti College of Education, Village - Kanjhawala,, Delhi - 110081, Delhi**
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 Delhi, New Delhi.

F.No.89-35/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

15/04/2010

ORDER

WHEREAS the appeal of Heeralal Yadav Balika Degree College, Lucknow, Uttar Pradesh dated 14/01/2010 is against the Order No. NRC/NCTE/NRCAPP160/2009/13971 dated 21/12/2009 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed course on the ground "1) Certified copy of the registered land documents issued by the competent authority not submitted. 2) The institution submitted the copy of approved building plan but not approved by the competent civil authority not submitted. 3) Notarised copy of change of CLU issued by the competent authority not submitted."

AND WHEREAS the Correspondent, Heeralal Yadav Balika Degree College (hereinafter referred to as the appellant), preferred an appeal dated 18/01/2010 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. A.P. Singh, Principal, Heeralal Yadav Balika Degree College, Lucknow, Uttar Pradesh presented the case of the appellant institution on 11.02.2010. In the appeal and during personal presentation it was submitted that the institution was having registered land on its name and a certified copy of registry of land and khatoni in original was submitted to NRC through registered post/courier on 11-12-2009; institution had submitted approved building plan i.e. approved by abhiyanta Jila Panchayat Lucknow, which was the competent authority and notarized copy of land use certificate was not submitted at the time of submission of application but the same was submitted to NRC on 11-12-2009.

AND WHEREAS the Council noted that the application was submitted by the institution on 28-10-1009 and as per the NCTE Regulations 2009 in vogue certified copy of registered land document and CLU were among seven essential documents to be submitted by the institution along with the application as per Regulation 7(1). In case of failure to submit the seven essential documents, the application shall be treated as incomplete and summarily rejected as per the provision in Regulation 7(1-A). It however submitted Khatauni document of land stating that adequate land was in possession of the institution. It also noted that NCTE Hqrs. vide letter dt.2nd Dec'09 issued clarification that " In the cases, where any supporting document is missing, the deficiency shall be pointed out to the institution as required in clause of the Regulations 2009, with the condition that the application will be rejected if the missing document produced in response to the deficiency letter was not ready on the date of submission of the application" The committee, therefore, came to the conclusion that there was adequate justification in remanding the case to the NRC with the direction to the NRC for issuance of deficiency letter, in the light of the clarification issued by the Hqrs.

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 adequate ground to accept the appeal, set aside the order dt. 21/12/2009 of NRC and remand back the case to NRC for issuance of deficiency letter, in the light of the clarification issued by the Hqrs.

NOW THEREFORE, the Council hereby remands back the case of Heeralal Yadav Balika Degree College, Lucknow, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Manager, Heeralal Yadav Balika Degree College, Gauri, Sarojini Nagar, Lucknow - 226008, 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.

F.No.89 - 119/2010 - Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

12/04/2010

ORDER

WHEREAS the appeal of Ishaatool Mohammadiya Research & Development Foundation, Ahmednagar, Maharashtra dated 19/02/2010 is against the Order No. F.WRC/NCTE/2010/RL-63999 dated 03/02/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the ground "The institute has not submitted hard copy as required in the Clause 5(3) of the NCTE Regulations, 2009."

AND WHEREAS the Correspondent, Ishaatool Mohammadiya Research & Development Foundation (hereinafter referred to as the appellant), preferred an appeal dated 03/02/2010 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. Bagkian Ikhaytyar Sikandar, President, Ishaatool Mohammadiya Research & Development Foundation, Ahmednagar, Maharashtra presented the case of the appellant institution on 17.03.10. In the appeal, during personal presentation and through a letter dated 17/03/2010 given in the course of hearing, the appellant submitted that due to technical problems he could not take out the print out of the application submitted electronically online mode from two different locations and as the WRC refused to take the hard copy of the application by hand and suggested its dispatch through Courier or by Regd. Post he sent the same through Courier which was received in the WRC on 09/10/2009. In support thereof the appellant produced a photocopy of the courier receipt duly stamped by WRC.

AND WHEREAS the Council perused the WRC's file and noted that the application which is accompanied by a number of documents was scrutinized and in the scrutiny it has been mentioned that online printout had been submitted and physical copy of the application was also available. The application had also been given a code No. i.e. WRCAPP38. From the ground mentioned while rejecting the application, namely, the Institute had not submitted hard copy as required in the clause 5(3) of NCTE Regulations, 2009, it was not clear what specific provisions of this clause had been violated by the applicant. In view of the position stated above, the Council came to the conclusion that the case of the institution may be remanded to WRC for further processing 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 adequate ground to accept the appeal, set aside WRC's order dated 03-02-10 and remand the case to WRC for further processing on merit.

NOW THEREFORE, the Council hereby remands back the case of Ishaatool Mohammadiya Research & Development Foundation, Ahmednagar, Maharashtra to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The President, Ishaatool Mohammadiya Research & Development Foundation, Ahmednagar, 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.89-1373/2009-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

05/04/2010

ORDER

WHEREAS the appeal of Maulana Azad Institute of Humanities, Science & Technology, Sitapur, Uttar Pradesh dated 07/12/2009 is against the Order No. F. NRC/NCTE/F-3/UP-2020/141st Meeting/2009/11970 dated 04/11/2009 of the Northern Regional Committee, refusing recognition for conducting M.Ed course on the grounds "The list of appointed faculty as per NCTE norms has not been submitted till date."

AND WHEREAS the Correspondent, Maulana Azad Institute of Humanities, Science & Technology (hereinafter referred to as the appellant), preferred an appeal dated 08/12/2009 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 Rajeev Singh, Special Invitee and Dr. P.C. Yadav, Vice Principal, Maulana Azad Institute of Humanities, Science & Technology, Sitapur, Uttar Pradesh presented the case of the appellant institution on 13.01.2010. In the appeal and during personal presentation it was submitted that the University issued an order dated 18/08/2007 by which the approval was given to the four Lecturers for the M.Ed Course as they were selected by the duly constituted Selection Committee. (2). In pursuance of the letter dated 09/09/2006 the entire information about the faculty/facultys were furnished on the website of the Institution and the necessary documents were sent to the NRC, NCTE Jaipur on 03/09/2007 and requested for issuing formal recognition letter in pursuance of the conditional recognition. 25 students were admitted (after counselling of the University) for the M.Ed Course for the Academic Session started since 01/07/2007 and they appeared in the examination and scored outstanding result.

AND WHEREAS the Council deferred its decision on that day. It again considered the case on 01.04.10. The Council noted that the appellant was issued conditional recognition on 9th Sep'06. The appellant vide its letter dt. 28.07.07 forwarded, a list of 6 lecturers alongwith selection committee minutes for approval of the University. The University vide its letter dt. 18.08.07 approved a list of 4 lecturers, out of these four, one of the lecturers Shri Gopal Das Varma was not forwarded by the institution. The Council perused the faculty profile and found that only four lecturers were available with the institution, there was no reader & professor. The Committee also noted that the Council took decision to give some more time, for appointing the faculty in M. Ed courses, in view of the constraints faced by the institutions in appointing the professor/ reader and also in involving the affiliating university in the selection committee. The Council, therefore, came to the conclusion that there was adequate justification in accepting the appeal, with direction to the NRC to give another three months time to the institution for appointing a qualified staff as per norms and for further processing thereafter as per Regulations.

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 remand the case to the NRC. Accordingly, the appeal was accepted, NRC's order dated 11-04-09 was set aside and remanded the case to the NRC with direction to the NRC to give another three months time to the institution for appointing qualified staff as per norms and for further processing thereafter as per Regulations.

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

(S.V.S. Chaudhary)
Vice-Chairperson

1. **The Principal, Maulana Azad Institute of Humanities, Science & Technology, Railway Station Road, Mahmudabad (Oudh), District - , Sitapur - , 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, A-46, Shantipath, Tilak Nagar, Jaipur - 302004, Rajasthan.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh, Lucknow.