

F.No.89-545/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Chanakya Teacher's Training College, Deogarh, Jharkhand dated 26/05/2010 is against the Order No. ERC/7-107(V-III).8039/2010/4097 dated 28/05/2010 of the Eastern Regional Committee, refusing / rejection the application of the institution for grant of recognition for conducting B.Ed course on the grounds "1) There is no provision for Multipurpose hall in the Building plan. 2) The Institution had submitted a fresh Building plan approved on 28th Jan 2010 wherein the size of Multipurpose hall is 1416 sq.ft which is less than the required 2000 sq. ft. as per Regulations. 3) The building plan submitted alongwith the application form and the one submitted alongwith the reply are different. 4) The infrastructure in the building plan is not as per the infrastructure required as per NCTE norms. 5) The Built up area mentioned in the Application form does not tally with the Building plan, Building completion Certificate and also the Affidavit on Rs. 100 stamp paper. 6) The Non-encumbrance certificate has been issued on 6th Jan 2010 i.e. after the last date of submission of application, 7) The land documents registered are for Tharso House i.e. Residential House. 8) The land documents seems to be tampered with (with regard to area). 9) In the application form, Affidavit on Rs. 100 stamp paper, Building plan the institution has mentioned the address as Plot No. 506, Sapaha, Madhupur whereas in the land documents there is no mention of the said Plot No. 10) In support of Change of Land Use, the institution had submitted a certificate issued by the Circle Officer on 19th October 2009 stating that the said land is under college possession and A Certificate issued by the Executive Officer, Madhupur Nagar Parishad on 28th Jan 2010 stating that the land may be used for teacher training college."

AND WHEREAS the Correspondent, Chanakya Teacher's Training College (hereinafter referred to as the appellant), preferred an appeal dated 26/05/2010 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 Sh. Sanjeev Kumar & Sh. Pansary, Secretary, Chanakya Teacher's Training College, Deogarh, Jharkhand presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that they have two halls with an area of 1688 sq. ft. and 780 sq.ft. and by making minor adjustments a spacious hall of 2468 sq. ft. has been made available; the building plan submitted with the application is different from the one submitted later and that was done in pursuance of deficiency letter; the infrastructure is complete in all respects and the built up area is more than the requirement of 1500 sq. mts; the built up area mentioned in the application form, building plan, building completion certificate and in the affidavit is the same; the non-encumbrance certificate was submitted after it was issued by the Registration Deptt ; the building since the date of registration of the land was known and described as Tharso House for the sake of identity and the building has been purchased for the proposed institution; there is no basis for assuming that there is tampering with the area in the land document ; the land is registered in the manner of Sapaha from which it transpires regarding the area and location of land and all other related documents indicate the plot

no. as 506 ; and both the change of land use certificates issued by Executive officer, Nagar Parishad, Madhapura and Circle Officer establish that the land is for educational purpose.

AND WHEREAS the Council noted that in the building plan submitted with the application there is a provision for a hall of 78'x10' and adjacent to that there is an unmarked area of 66.5"x28.4" and in the revised plan sent in reply to deficiency letter, adjacent to a seminar / Tutorial hall of 78'x10', a separate hall with 63.'x26.8' dimensions has been shown; the built up area shown in the application is 1116 sq. mts / 12008 sq.ft., the built up area shown in the building plan submitted with the application is 11634 sq.ft. in ground and first floors, the built up area shown in the building plan submitted along with the reply to deficiency letter is 7228 sq. ft. on ground floor 5809 sq.ft. in first floor and besides the figures of 16216 sq. ft. on 1507 sq. mts. have also been shown on that map and in the building completion certificate dt. 28.01.2010 forwarded with the compliance report the built up area is shown as 16216 sq. ft. or 1507 sq.mts; and on page 11 of the land document the area of one storied building has been made to read as 12000 sq.ft. by adding the last zero by hand and this addition has not been attested.

AND WHEREAS the Council while noting that the appellant has given acceptable replies to some grounds for refusal but his explanation in regard to multipurpose hall, discrepancies in the built up area in different documents and tampering in the land document are not convincing at all, has come to the conclusion that the ERC was justified in refusing / rejecting the application and therefore the appeal deserved to be rejected and the order of ERC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and ERC's order dated 28-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Chanakya Teacher's Training College, Plot No. 506, Street/Road-52 Bigha Village Sapaha/Madhupur, Deogarh - -, 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, Bhubaneshwar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Jharkhand, Ranchi.

F.No.89-536/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Chintaharan College of Education, Bhind, Madhya Pradesh dated 23/05/2010 is against the Order No. WRC/WRCAPP539/REJECTION/133th/2010/67687 dated 04/05/2010 of the Western Regional Committee, rejecting the application of the institution for grant of recognition for conducting D.EL.Ed course on the ground "The institution has not submitted certified copy of the sale deed."

AND WHEREAS the Correspondent, Chintaharan College of Education (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Jitendra Kumar Gupta, Stenographer and Sh. Dashrath Singh Gurjar, Member, Chintaharan College of Education, Bhind, Madhya Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that on receipt of the deficiency letter 9.02.2010 from the WRC, the institution sent their reply on 3.04.2010 making good of all deficiencies.

AND WHEREAS the Council noted that appellant obtained a certified copy of the sale deed only on 24.05.2010. Whereas according to the provisions of clause 7(1) of the NCTE Regulations, 2009, this document has to be submitted along with the application. In the course of personal presentation the appellant admitted that they got recognition for conducting B.Ed. course also and the first session commenced from 2009-10. The appellant has not disclosed this information under the relevant column of the application for D.EL.Ed course. As the appellant has not completed three academic sessions of the course for which recognition was given, under the provisions of clause 8(3) of the NCTE Regulations, 2009, he is not even eligible to apply for an additional course.

AND WHEREAS the Council after considering all aspects of the matter has come to the conclusion that the WRC was justified in rejecting the application and therefore the appeal deserved to be rejected and the order of WRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 04-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, Chintaharan College of Education, Plot No.469/1,469/2 Village Dang
Sarkar, Gohad, 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.

F.No.89-541/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Hanumat Vidyapeeth Women Teacher Training College, Sikar, Rajasthan dated 25/05/2010 is against the Order No. NRC/NCTE/F-3/Rj-635/2009/22167 dated 14/05/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the grounds "1) All the labs are still ill equipped. 2) The institute has been running the B.Ed programme without having any faculty to teach methods of teaching chemistry, Biology, Mathematics and Physics."

AND WHEREAS the Correspondent, Hanumat Vidyapeeth Women Teacher Training College (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Dr. Tara Singh, Principal, Hanumat Vidyapeeth Women Teacher Training College, Sikar, Rajasthan presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the institution has well-equipped labs for the B.Ed course in the new building and along with their reply dt. 9.03.2010 to the show cause notice of 5.02.2010 they have forwarded to the NRC the lists and bills of lab equipment. As regards the faculty the appellant submitted that Directorate of Secondary Education, Rajasthan allots faculty wise seats to B.Ed colleges and the appellant college was allotted Chemistry, Biology General Sciences and Maths in Science faculty to the college and Physics subject has not been allotted; as only few admissions were made in science faculty in almost all colleges, lecturer for science faculty has not been appointed on regular basis; part time lecturers are appointed every year as per requirements for Chemistry, Biology and Maths ; at the time of inspection the visiting team took the documents in respect of 7 permanent and regular lecturers only and the institution did not submit the list of part time lecturers of science faculty. The appellant informed that there are six lecturers and principal since June, 2009 and three more lecturers were appointed in June, 2010. The appellant also informed that from 2010-11, the institution will have only chemistry or general science.

AND WHEREAS the Council noted that the institution was having the necessary teaching staff for science subjects also even though they were on part-time basis, which arrangement was necessitated by the admissions of small number of students in that stream. In the circumstances the Council came to the conclusion that the appeal deserved to be accepted, the order of NRC be reversed with a direction to NRC to restore recognition to the appellant institution within 15 days of receipt of the appellate order.

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 14-

05-10 was reversed with a direction to the NRC to restore recognition to the institution within 15 days of issue of this order.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Hanumat Vidyapeeth Women Teacher Training College, Outside of Bissau Gate, Ramgarh- Shekhawati, Sikar - -, Rajasthan**
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 Rajasthan, Jaipur.

F.No.89-537/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Hazi Rashidan Begum and Hazi Sahab Jahan Educational Institute, Etah, Uttar Pradesh dated 25/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP375/159 Meeting/2010/21646 dated 10/05/2010 of the Northern Regional Committee, closing the application of the institution for grant of recognition for conducting B.Ed course on the grounds " 1) Registered Land document is not certified. 2) Notarized CLU is not submitted. 3) Building plan is not approved by competent authority."

AND WHEREAS the Correspondent, Hazi Rashidan Begum and Hazi Sahab Jahan Educational Institute (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Rizwan Ali, Secretary and Sh. P.K. Bhadouriya, Office Superintendent, Hazi Rashidan Begum and Hazi Sahab Jahan Educational Institute, Etah, Uttar Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the certified copy of land document was issued by the sub-registrar on 9.04.2010 ; the CLU issued by SDM was annexed in original with the reply to the deficiency letter and as such it was not notarized; and the building plan signed by Gram Pradhan and Junior Engineer and Executive Engineer RES Deptt. Distt. Kashiram Nagar was also annexed to the reply to the deficiency letter.

AND WHEREAS the Council noted that the appellant along with the appeal has enclosed another copy of the land document certified by the Sub-Registrar on 7.05.2010 and the CLU is dated 12.04.2010. Since both the certified copy of the land document and CLU were issued after the submission of the application and as per the provisions of clause 7(1) of the NCTE Regulations, 2009 these documents have to accompany the application, the Council came to the conclusion that the NRC was justified in closing the application and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 10-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, Hazi Rashidan Begum and Hazi Sahab Jahan Educational Institute, Plot No.55, Vill- Ganeshpur, Post- Ganjundwara, Tehsil- Patiyali, Etah - 207242, 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.

27/08/2010

ORDER

WHEREAS the appeal of Maharishi University Management And Technology, Bilaspur, Chandigarh dated 22/05/2010 is against the Order No. WRC/WRCAPP563/2010/67437 dated 29/04/2010 of the Western Regional Committee, rejecting the application of the institution for grant of recognition for conducting B.Ed course on the grounds "1) Certified copy of the land documents not submitted. 2) CLU not submitted."

AND WHEREAS the Correspondent, Maharishi University Management And Technology (hereinafter referred to as the appellant), preferred an appeal dated 26/05/2010 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 Sh. Brigadier B.S. Mehta, Vice-Chancellor and Mr. Vijay, AO, Maharishi University Management And Technology, Bilaspur, Chandigarh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that in response to the deficiency letter dt. 11.02.2010 issued by the WRC, the appellant had submitted a notarized copy of the land use certificate and an encumbrance certificate to the WRC with their letter dt. 9.04.2010.

AND WHEREAS the Council noted that appellant got the land use certificate / document notarized only on 09.04.2010 and the non - encumbrance certificate was got issued only on 8.04.2010. The appellant has not obtained a certified copy of the registered land document from the concerned authorities. Since notarized copy of the land use certificate and certified copy of the land document have to accompany the application as per the provisions of clause 7(1) of the NCTE Regulations, 2009 the Council came to the conclusion that the WRC was justified in rejecting the application and therefore the appeal deserved to be rejected and the order of WRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 29-04-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Incharge Registrar, Maharishi University Management And Technology, Plot No. 1281, Maharish Road, Mangla, Bilaspur - 495001, Chandigarh**
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 Chandigarh, Chandigarh.

F.No.89-538/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Malini Valley College of Education, Garhwal, Uttaranchal dated 25/05/2010 is against the Order No. NRC/NCTE/F-3/UR-58/2010/9122 dated 27/03/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the grounds "1) The resolution of Panchyat regarding approval of building plan is not submitted. 2) Language learning facilities are not available. 3) The information as required as per NCTE Regulations, 2007 is not available on the College Website. 4) No Bank statement regarding salary being paid through Bank is submitted."

AND WHEREAS the Correspondent, Malini Valley College of Education (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Ganesh Tariyal, Chairman and Sh. Ajay Pal Singh, Director, Malini Valley College of Education, Garhwal, Uttaranchal presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that deficiency relating to resolution of Gram Panchayat had already been removed in response to NRC's letter dt. 09.06.2005; language learning facilities were available; all the required informations were available in the college website and the information available on the website 'malinivcollege.com' was upto date; and salary was being paid through bank. In support of their claims, the appellant enclosed a copy of Gram Panchayat Resolution dt. 10.05.2005, copies of bills of 2005 and 2007 and copies of bank statements. The appellant also submitted that the two grounds, namely, resolution of gram panchayat and bank statement regarding salary were not mentioned in the show cause notice.

AND WHEREAS the Council after taking into account the submissions made by the appellant came to the conclusion that the appeal deserved to be accepted, the order of NRC be reversed with the direction to the NRC to restore recognition to the institution immediately within fifteen days of receipt of this order.

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 and reverse NRC's order dated 27-03-10. Accordingly the order of NRC dated 27-03-10 was reversed with direction to the NRC to restore recognition to the institution within fifteen days of receipt of this order.

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

(Hasib Ahmad)

Member Secretary

1. The Chairman, Malini Valley College of Education, Shivrajpur, Motadhak, Kotdwara Pauri, Garhwal - , Uttaranchal

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 Uttaranchal, Dehradun.

27/08/2010

ORDER

WHEREAS the appeal of R.P Kanya Mahavidyalaya, Mahamaya Nagar, Uttar Pradesh dated 25/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP219/158 Meeting/2010/21665 dated 10/05/2010 of the Northern Regional Committee, closing the file of the institution for grant of recognition for conducting D.El.Ed. course on the grounds "1) Land documents are not certified. 2) FDR of Rs. 5 lakhs is not submitted."

AND WHEREAS the Correspondent, R.P Kanya Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Manoj Yadav, Secretary, R.P Kanya Mahavidyalaya, Mahamaya Nagar, Uttar Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that their land was registered on 19.07.2008 and on receipt of deficiency letter a certified copy of land document dt 11.03.2010 was forwarded to NRC and since NRC themselves returned the FDRs, the question of their non – submission does not arise.

AND WHEREAS the Council noted that as per the provisions of clause 7(1) of the NCTE Regulations 2009 inter alia the certified copy of land document has to be sent along with the application. Since the appellant institution obtained the said document only on 11.03.2010, much after the submission of the application, the Council came to the conclusion that the NRC was justified in closing the file of the institution and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 10-05-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. **The Secretary, R.P Kanya Mahavidyalaya, Vill- Budhaich, Post- Jalesar Road, Tehsil- Sedabad, Mahamaya 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.

27/08/2010

ORDER

WHEREAS the appeal of Shri Rawatpura Sarkar Institute of Modern Education, Raipur, Chhatisgarh dated 25/05/2010 is against the Order No. WRC/WRCAPP786/2010/67445 dated 29/04/2010 of the Western Regional Committee, rejecting the application of the institution for grant of recognition for conducting B.Ed course on the grounds "1) Certified copy of the land documents not submitted. 2) The built up area inadequate."

AND WHEREAS the Correspondent, Shri Rawatpura Sarkar Institute of Modern Education (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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, Director, Shri Rawatpura Sarkar Institute of Modern Education, Raipur, Chhatisgarh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the deficiencies pointed out in WRC's letter dt. 10.02.2010 were removed within 60 days and a reply sent on 6.04.2010; deficiency relating to certified land document was not mentioned in the deficiency letter ; however this document was obtained on 26.03.10 from the registrar office; and the total built up area mentioned in the application as well as in the map was 2006.21 sq.mt. (745 sq.mts in Block 'A' and 1261.21 sq. mts in Block 'B') as against 1500 sq. mts required as per NCTE Norms, 2009.

AND WHEREAS the Council noted that as per the provisions of clause 7(1) of the NCTE Regulations, 2009, inter alia the certified copy of the land document had to be sent along with the application. Since the appellant institution obtained the said document only on 26.03.2010, much after the submission of their application, the Council came to the conclusion that the WRC was justified in rejecting the application of the institution and therefore the appeal deserved to be rejected and the order of WRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 29-04-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, Shri Rawatpura Sarkar Institute of Modern Education, Plot No. 131/7-8, 134/3, Dhaneli, Mana, Dharsiwa,, Raipur - 492015, 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.

27/08/2010

ORDER

WHEREAS the appeal of Shri Rawatpura Sarkar Institute of Modern Education, Raipur, Chhatisgarh dated 18/05/2010 is against the Order No. WRC/NCTE/2010/RL-66313 dated 25/03/2010 of the Western Regional Committee, rejection the application of the institution for grant of recognition for conducting D.El.Ed course on the ground "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 of Modern Education (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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, Director, Sri Rawatpura, Shri Rawatpura Sarkar Institute of Modern Education, Raipur, Chhatisgarh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that they have made an application for recognition of a new institution named Shri Rawatpura Sarkar Institute of Modern Education at Dhanel, Raipur, Distt- Raipur (CG) for conducting D.El.Ed. Course; the trust was in possession of required land ; and 4050 sq. mts had been earmarked for the new institution with an intake of 50 students.

AND WHEREAS the Council noted that the appellant had also applied for starting a new college for B.Ed also named as Shri Rawatpura Sarkar Institute of Modern Education at the same location. The Council further noted that request of the appellant for grant of recognition for B.Ed course has been rejected by WRC on certain grounds and the Council also rejected the appeal of the institution against the order of the WRC. In the circumstances the Council came to the conclusion that the proposal of the appellant to start the institution for D.Ed course is not violative of the provisions of clause 8(2) of the NCTE Regulations 2009 and therefore the appeal deserved to be accepted, the order of WRC set aside and the case remanded back to WRC for processing of the application 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 25-03-10 and remand the case to WRC for further processing on merits. Accordingly, the appeal was accepted and the case was remanded to the WRC.

NOW THEREFORE, the Council hereby remands back the case of Shri Rawatpura Sarkar Institute of Modern Education, Raipur, Chhatisgarh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)

Member Secretary

1. The Secretary, Shri Rawatpura Sarkar Institute of Modern Education, 712, Dhaneli,, 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.89-542/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Swami Sahajanand Janata Mahavidyalaya, Azamgarh, Uttar Pradesh dated 26/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP64/157 Meeting/2010/19688 dated 12/04/2010 of the Northern Regional Committee, closing the file of the institution for grant of recognition for conducting D.El.Ed. course on the grounds "1) Land document is not certified. 2) Khasra / Plot number, and total area are not mentioned in the building plan. 3) Notarized CLU is not submitted. 4) The CLU was issued after the due date. 5) Different courses are being run by the Institute but course-wise demarcated building map has not been submitted."

AND WHEREAS the Correspondent, Swami Sahajanand Janata Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Rajan Krrai, Lecturer and Sh. Sujeet Tiwari, Lecturer, Swami Sahajanand Janata Mahavidyalaya, Azamgarh, Uttar Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that in reply to deficiency letter dt. 22.12.2009, they had submitted a copy of registered land document on 15.02.2010; all land documents issued and certified by Tehsil had been submitted ; deficiency relating to Khasra No. had not been mentioned earlier and the new building plan being submitted showed Khasra / Plot number and total area; the CLU was received from the competent authority on 29.01.2010 and it was sent to NRC with their reply to deficiency letter and CLU being an order of SDM needs no notarization; and the building plan submitted with their reply dt. 15.02.2010 contains clear demarcations of building for D.El.Ed course and the existing courses and the building for the proposed course had been separated by a boundary wall with a separate entrance.

AND WHEREAS the Council noted that even while replying to the deficiency letter, the appellant only submitted self attested copies of land documents and CLU. It was only with the appeal that he had sent copies of certain documents including Khatauni certified by officials on 12.05.2010 and 13.05.2010. The building plans submitted at the time of application, along with the reply to show cause notice and the one sent along with the appeal look different. The Council further noted that the appellant had not enclosed a certified copy of the registered land document and a notarized copy of land use certificate with the application as required under the provisions of clause 7(1) of the NCTE Regulations, 2009 and the appellant obtained the CLU also after submissions of the application. In the circumstances the Council came to the conclusion that NRC was justified in closing the file of the institution and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 12-04-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Manager, Swami Sahajanand Janata Mahavidyalaya, Plot No. 157,158,1743, VPO-Harraiya, Tehsil- Sagari, Azamgarh - -, 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.

27/08/2010

ORDER

WHEREAS the appeal of Delhi Institute of Management and Technology, Ghaziabad, Uttar Pradesh dated 28/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP201/158 Meeting/2010/21567 dated 07/05/2010 of the Northern Regional Committee, closing the file of the institution for grant of recognition for conducting D.El.Ed course on the grounds " 1) CLU is not notarized. 2) Land documents are not certified. 3) Only photocopy of building plan is submitted."

AND WHEREAS the Correspondent, Delhi Institute of Management and Technology (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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 Sh. A.V. Chaturvedi, General Secretary and Sh. Dr. Rajesh, President, Delhi Institute of Management and Technology, Ghaziabad, Uttar Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that CLU was submitted twice to NRC and the NRC had not asked for a notarized copy of CLU at any stage; and they got it notarized on 26.05.2010 the certified copy of land document was obtained from the Sub-Registrar, Modinagar, Ghaziabad on 3.04.2010 and a self attested copy thereof was submitted to NRC; and an attested copy of the building plan was submitted earlier and original building plan was being submitted with the appeal.

AND WHEREAS the Council observed that as per the provisions of clause 7(1) of the NCTE Regulations, 2009, inter alia ,a certified copy of registered land document issued by the competent authority and a notarized copy of the Land use certificate have to be sent along with the application. The Council noted that these requisite documents were obtained only on 3.04.10 and 26.05.2010 much after the date of submission of the application. The Council further noted that the institution was granted recognition for conduction B.Ed course on 9.11.2008. Since the institution has not yet completed 3 academic sessions of conducting this course, it was not eligible even to apply for an additional course as per the provisions of clause 8(3) of the NCTE Regulations, 2009. In these circumstances the Council came to the conclusion that the NRC was justified in closing the file of the institution and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 07-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Delhi Institute of Management and Technology, Plot No.236/243, Vill-Kakra. Post-Muradnagar, 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.

27/08/2010

ORDER

WHEREAS the appeal of Durgapur B.Ed College, Durgapur, West Bengal dated 24/05/2010 is against the Order No. ERC/7-107.8.54/2010/3930 dated 15/05/2010 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the grounds "1) The plot no. , total area, built up area not mentioned in the Building completion certificate. 2) Covered area/plinth area not mentioned in the building plan. 3) The affidavit complete in all respects has been swam on 11.02.2010 i.e. after the last date of submission of application. 4) The Notarised CLU has been issued on 9th Feb 2010 i.e. after the last date of submission of application. 5) As per the document, the land is not exclusive for B.Ed college. It is also being used for MBA, MCA, Hotel Management etc. 6) As per affidavit the plot no. is A-201 however in the building completion certificate it is mentioned that building is constructed on plot no.215(P) and as per building plan, the plan is for A-201 & 215(P). in the application the plot no. is A-201."

AND WHEREAS the Correspondent, Durgapur B.Ed College (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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 Sh. Patha Das, Secretary and Sh. Subhojet Ret, Administrative Officer, Durgapur B.Ed College, Durgapur, West Bengal presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the building competition certificate issued by Durgapur Municipal Corporation on their own proforma has no provision for writing total area and built up area; the building plan contains plot numbers, total area, plinth area and built up area; the original affidavit dt. 09.10.2009 was submitted along with the application and only the affidavit furnished on the second occasion is dated 11.02.2010; a copy of the CLU issued by Asansol Durgapur Development Authority on 28.04.2009 and notarized on 28.10.2009 has already been submitted; Durgapur Development Authority, which leased the land to the trust on 99 years lease, allowed establishment of different colleges like M.B.A, MCA, Hotel Management and also B.Ed and a part of the land has been demarcated exclusively for B.Ed College ; and the proposed B.Ed college is on plot no.A-201 and plot no. 215(P) is the C.S plot no. which comprises many plots including plot no. A-201 and a rectification has been carried out in the building completion certificate to indicate plot No.A-201.

AND WHEREAS the Council taking into account the submissions made by the appellant came to the conclusion that the appeal deserved to be accepted, the order of ERC set aside and the case remanded back to ERC for conducting an inspection and for further action thereafter as per regulations.

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 enough ground to accept the appeal and set aside the order of the ERC dt. 15-05-10 and remand the case to the ERC for conducting an inspection of the institution and for further action thereafter as per regulations.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, Durgapur B.Ed College, A-201, Rangamati Path, Sec-2C, Bidhannagar, Durgapur - -, West Bengal

2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.

4. PS to Chairperson

5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-413/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Gangai Bahuddeshiya Gramin Vikas Sanstha, Yavatmal, Maharashtra dated 07/05/2010 is against the Order No. WRC/APW06974/123877(M)/131/2010/657216 dated 08/03/2010 of the Western Regional Committee, refusing recognition for conducting B.Ed course on the ground "The institution is having land on private lease basis which is not acceptable as per provision of the NCTE Regulation 2007."

AND WHEREAS the Correspondent, Gangai Bahuddeshiya Gramin Vikas Sanstha (hereinafter referred to as the appellant), preferred an appeal dated 10/05/2010 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 Sh. Sadashiv. Ganpatzaw Mahajan, Secretary and Sh. Shaulonkow. G. Jiddewar, Member, Gangai Bahuddeshiya Gramin Vikas Sanstha, Yavatmal, Maharashtra presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that as per the orders of the Hon'ble High Court of Judicature at Bombay, Nagpur Bench, Nagpur dt. 4.12.2009 in W.P.No. 5268 of 2009, the application was to be considered on merits; merits were not examined by inspecting the own premises of the applicant on 2515 sq. mts of land acquired by registered sale deed dt. 4.09.2009 and having 2015.92 sq. mts of constructed area; and the ground on which recognition was refused, namely, having land on private lease basis is not acceptable as per provisions of NCTE Regulations, 2007 was not mentioned in the show cause notice (dt. 25.11.2008); and had the respondent served a show cause notice on this ground, he would have shown that the lease hold premises were duly replaced by own premises.

AND WHEREAS the Council noted that the appellant applied for grant of recognition on 31.12.2007 and according to para 8(7) of the NCTE Regulations, 2007 in force at that time, no institution shall be granted recognition unless it 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 for a period of not less than 30 years or any other period admissible under the laws of States / UTs. Since the applicant was having land on private lease at the time of submission of an application, the Council came to the conclusion that the WRC was justified in refusing recognition and therefore the appeal deserved to be rejected and the order of WRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 08-03-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Gangai Bahuddeshiya Gramin Vikas Sanstha, Plot No.01,At Post Wadgaon Road, Yavatmal - -, 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.89-553/20140-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of H.D Institute of Education, Baghpat, Uttar Pradesh dated 25/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP271/158 Meeting/2010/21796 dated 11/05/2010 of the Northern Regional Committee, closing the file of the institution for grant of recognition for conducting D.El.Ed course on the grounds "1) Land documents are not certified. 2) notarized copy of CLU is not submitted. 3) Affidavit in respect of change of name of the institution has not been submitted."

AND WHEREAS the Correspondent, H.D Institute of Education (hereinafter referred to as the appellant), preferred an appeal dated 25/05/2010 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 Sh. Manjeet Singh, President and Sh. Dr. Suresh Nandal, Member, H.D Institute of Education, Baghpat, Uttar Pradesh presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the NRC has nowhere clarified about the notarized copy of CLU in their deficiency letter; the institution has not changed its name but only the name of the course as the name of the course D.E.C.Ed given in their on application was due to oversight.

AND WHEREAS the Council noted that the appellant has enclosed to the appeal a self attested copy of the certified copy of the land document no. 244/10; which does not indicate the date of certification and a copy of the CLU notarized on 7.04.2010. The Council observed that as per the provisions of clause 7(1) of the NCTE Regulations, 2009, inter alia the certified copy of land document issued by the competent authority and a notarized copy of CLU have to be enclosed to the application and the applicant has obtained these documents after submission of application. In the circumstances the Council came to the conclusion that the NRC was justified in refusing the recognition and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 11-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The President, H.D Institute of Education, Plot No.80, VPO- Kishanpur, Baghpat - 250623, 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.

27/08/2010

ORDER

WHEREAS the appeal of Kisan Mahavidhyalaya, Gonda, Uttar Pradesh dated 22/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP247/159 Meeting/2010/21826 dated 12/05/2010 of the Northern Regional Committee, closing the file of the institution for grant of recognition for conducting D.El.Ed course on the grounds "1) Registered Land document is not certified. 2) Submitted CLU is not notarized. 3) Building plan does not indicate total land area."

AND WHEREAS the Correspondent, Kisan Mahavidhyalaya (hereinafter referred to as the appellants), preferred an appeal dated 26/05/2010 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 Sh. Arif Anwar Hashmi, Manager, Kisan Mahavidhyalaya, Gonda, Uttar Pradesh presented the case of the appellants institution on 19.07.10. In the appeal and during personal presentation it was submitted that by means of an order dt. 14.11.2009, the SDM, Tehsil Mankapur, Distt. Gonda has certified that the land of college is completely free from any dues of the Revenue Deptt. and the appellants was already been running B.Ed course and has the necessary infrastructure including the building for running the D.El.Ed course.

AND WHEREAS the Council noted that the appellants obtained the CLU on 12.04.2010 and got it notarized on 15.07.2010; got a Khatauni certified by Tehsildar on 15.07.2010 and the building plan did not indicate the land area. The Council also noted that the applicant has not disclosed in the application that it had also been running B.Ed programme with the recognition of NRC vide order dt. 21.01.2009. This position itself debars the applicant from applying for another course as the institution has to complete three academic sessions before applying for a new course/ additional course vide provisions under clause 8(3) of the NCTE Regulations, 2009.

AND WHEREAS the Council noting that the appellants had not enclosed the certified copy of the registered land document and notarized copy CLU to the application as required under the provisions of clause 7(1) of the NCTE Regulations, 2009 has come to the conclusion that the NRC was justified in closing the file of the institution and therefore the appeal deserved to be rejected and the order of NRC confirmed.

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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 12-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Manager, Kisan Mahavidhyalaya, Bhoomidhari, Vill- Mahuwapakar, Post- Babhan Jote, 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.

27/08/2010

ORDER

WHEREAS the appeal of Pushpamala Wankhade D.Ed. College , Yavatmal, Maharashtra dated 20/05/2010 is against the Order No. WRC/APW05694/1221601/132th/2010 dated 25/03/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the ground "The land is taken on lease basis and the lease has been registered on 13.05.2008. The institution did not have land as on the date of application. Hence, the institution does not fulfill the requirement of clause 8(7) of the NCTE regulations 2007."

AND WHEREAS the Correspondent, Pushpamala Wankhade D.ED. College (hereinafter referred to as the appellant), preferred an appeal dated 26/05/2010 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 Sh. Ashok A. Wankhade, Secretary, Pushpamala Wankhade D.ED. College, Yavatmal, Maharashtra presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the registered land lease dt. 13.05.2008 which was already submitted has not been considered and the petitioner has incurred a huge amount on construction of building, other infrastructure and administrative expenses.

AND WHEREAS the Council noted that the WRC considered the case on the basis of the order of the Hon'ble High Court of Judicature at Bombay, Nagpur Bench, Nagpur dt. 4.12.2009 wherein a direction was given to consider the application on merits. The Council noted that the appellant applied on 20.02.2007 and as per the NCTE Regulations in force at that time, even though land on lease was permissible, the lease deed should be a registered one. Since the appellant institution got the lease registered only on 13.05.2008, the WRC is justified in refusing recognition. The Council therefore came to the conclusion that the appeal deserved to be rejected and the order of WRC confirmed.

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 that 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 Secretary, Pushpamala Wankhade D.ED. College , Shri Ram Complex. Plot No. 73, Sheet No.62-D, Athawadi Bazar, Yavatmal - 445001, 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.89-558/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Saraswati Devi Institute of B.Ed, Murshidabad, West Bengal dated 25/05/2010 is against the Order No. ERC/APP236/7-107.8.34/2010/3956 dated 15/05/2010 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the grounds "1) Building plan not approved by the appropriate civic authority. 2) Building Completion Certificate with the Plot No., Khata No., Total area & Built Up area from Competent Civic Authority. 3) Total area and built up area not mentioned in the building plan and plinth area mentioned in the plan which is less as per NCTE norms. 4) Certificate of Registration of Society/trust (or a certificate/letter from the Registering authority clearly indicating provisions of act/law under which the trust has been registered not submitted. 5) Notarized CLU issued by the competent authority not submitted. 6) The affidavit mentioning the date of registration of land documents has been sworn on 02.02.2010 i.e after the last date of submission of application. 7) The permission No. and date as per Enclosure 5 not mentioned in the affidavit."

AND WHEREAS the Correspondent, Saraswati Devi Institute of B.Ed (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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 Sh. P.K. Sarkar, Chairman & Sh. S.K. Roj Red., Adviser, Saraswati Devi Institute of B.Ed, Murshidabad, West Bengal presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the institution is situated in a village and the rural civil authority is the panchayat and therefore the building plan was approved by the panchayat; plot no. Khatian no. total area and built up are noted on the building plan and panchayat issued the building completion certificate with all necessary details as it deemed fit; the document submitted provided the required information about the society / trust ; notarized CLU was submitted ; one affidavit was submitted with the application and another with same content was done on 2.02.2010; and no letter number has been mentioned in respect of land use certificate and hence it was left blank in the affidavit.

AND WHEREAS the Council noted that approvals for building plan and the certificate for use of the land for B.Ed college and building completion certificate have been issued by Gram Panchayat authorities. The appellant has also given a copy of the letter issued by the Additional Distt. Sub-Registrar, Kandi, Murshidabad on 3.02.2010 indicating the details of the Act under which the trust has been registered. The building plans available on record and furnished along with the appeal indicate the built up area.

AND WHEREAS the Council taking into account all aspects of the matter came to the conclusion that the appeal deserved to be accepted, the order of ERC reversed and the

case remanded back to ERC for conduction an inspection of the institution and for further action thereafter.

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 enough ground to accept the appeal and that it should be accepted, set aside the order of the ERC dt. 15-05-10 and remand the case to the ERC for conducting an inspection of the institution and for further action thereafter.

NOW THEREFORE, the Council hereby remands back the case of Saraswati Devi Institute of B.Ed, Murshidabad, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Chairman, Saraswati Devi Institute of B.Ed, Vill-Ghynashyampur, P.O-Purandrapur, Kandi, Murshidabad - 742171, West Bengal**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneshwar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Sau Kusumtai S.N Rathod Adhyapak Vidyalaya, Yavatmal, Maharashtra dated 20/05/2010 is against the Order No. WRC/APW06181/1221803/132nd/2010/66269 dated 25/03/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the grounds "The land has been registered on 17.02.2010. The institution does not have the land on the date of application. Hence the institution does not fulfill the requirement of clause 8(7) of the NCTE regulation 2007."

AND WHEREAS the Correspondent, Sau Kusumtai S.N Rathod Adhyapak Vidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 26/05/2010 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 Sh. Sheshrao Rathod, President, Sau Kusumtai S.N Rathod Adhyapak Vidyalaya, Yavatmal, Maharashtra presented the case of the appellant institution on 19.07.10. In the appeal and during personal presentation it was submitted that the registered lease deed provided has not been considered before passing the refusal order; all necessary documents were forwarded to WRC with their letter dt. 22.02.2010 ; and the petitioner has incurred a huge amount for construction of building, other infrastructure and administrative expenses.

AND WHEREAS the Council noted that WRC considered the case on the bases of the orders the Hon'ble High Court of Judicature at Bombay, Nagpur Bench, Nagpur dt. 4.12.2009 in W.P No. 5276 of 2009 wherein a direction was given to consider the application on merits. the Council noted that the appellant applied on 4.05.2007 and as per the NCTE Regulations in force at that time, eventhough land on lease was permissible, the lease deed should be a registered one. Since the appellant got the lease deed registered only 17.02.2010, and after notification of regulations 2007, lease from private party was also not permissible the Council came to the conclusion that the WRC was justified in refusing recognition and therefore the appeal deserved to be rejected and the order of WRC confirmed.

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 that 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 President, Sau Kusumtai S.N Rathod Adhyapak Vidyalaya, Survey No.1, Gat No.1/3, Kinhi, Yavatmal - -, 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.89-571/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Bhagwant Singh Mahavidyalaya, Moradabad, Uttar Pradesh dated 28/05/2010 is against the Order No. NRC/NCTE/F-3/UP-1155/157 Meeting/2010/20263 dated 13/04/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the grounds "The institution has not replied to letter F.No.NRC/NCTE/F-3/UP-1155/2006/12842-22 dated 24/01/2007".

AND WHEREAS the Correspondent, Bhagwant Singh Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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. Balram Singh and Dr. Sanjay Kumar, Lecturer, Bhagwant Singh Mahavidyalaya, Moradabad, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that after receipt of show cause notice dated 24-01-07, the institution had promptly submitted its written representation on 12-02-07 alongwith all relevant documents through speed post. A copy of the same alongwith postal receipt was also forwarded with the appeal filed by the institution.

AND WHEREAS the Council noted that the institution was granted recognition for B.Ed. course from the session 2004-05 vide NRC's order dated 05-08-04 subject to appointment of qualified faculty selected through duly constituted Selection Committee. The NRC vide its letter dated 09-03-05, asked the institution to inform whether the conditions regarding appointment of faculty through duly constituted selection committee and other requirement regarding furnishing of requisite documents in respect of staff alongwith details of qualification etc. were fulfilled. As no reply was received from the institution the NRC issued a show cause notice to the institution on 20-01-06, which was returned undelivered. Subsequently, on a reference received from the affiliating university namely Rohilkhand University regarding alleged contravention of rules and regulations, the NRC issued a show cause notice to the institution on 24-01-07 asking the institution why its recognition should not be withdrawn. As no reply to the said show cause notice was received by the NRC, it withdrew the recognition of the institution vide order dated 13-04-10 against which the appeal under consideration was filed by the institution. During the course of hearing, the representative of the institution also informed that in the meantime the institution was also sanctioned recognition for additional intake of 100 students for B. Ed. course vide NRC's order No.F.NRC/NCTE/F.73/UP-2703/2007dated 26-04-08. The Council also noted that, vide NRC's order dated 13-04-10, the basic unit of B.Ed. course was withdrawn without taking into consideration the additional intake sanctioned. In view of this and also the submission made by the institution that it had submitted reply to the show cause notice dated 24-01-07 alongwith postal receipt as evidence of dispatch of the same through speed post, the Council came to the conclusion that a copy each of the reply dated 12.02.07 and postal

receipt should be forwarded to the NRC and the case should be remanded back to the NRC for reconsideration and passing 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 and set aside NRC's order dated 13-04-10 and remand back the case to NRC for reconsideration. Accordingly, the order of NRC dated 13.04.10 was set-aside and the case remanded back to NRC for reconsideration of the case and passing appropriate order after taking into consideration the additional intake of 100 students sanctioned to the institution.

NOW THEREFORE, the Council hereby remands back the case of Bhagwant Singh Mahavidyalaya, Moradabad, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Bhagwant Singh Mahavidyalaya, Kau Khara Khalsa, Post- Sharif Nagar, Moradabad - -, 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.

27/08/2010

ORDER

WHEREAS the appeal of City Public Mahila Degree College, Farrukhabad, Uttar Pradesh dated 31/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP289/158 Meeting/2010/21658 dated 10/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "1) Land documents are not certified. 2) Notarized copy of CLU is not submitted".

AND WHEREAS the Correspondent, City Public Mahila Degree College (hereinafter referred to as the appellant), preferred an appeal dated 31/05/2010 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. Niraj, Lecturer, City Public Mahila Degree College, Farrukhabad, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the land documents duly certified and the CLU duly notarized were submitted to the NRC.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1) including certified copy of registered land documents issued by the Competent Authority and notarized copy of CLU within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution submitted self attested copy of land document and CLU alongwith its application instead of certified copy of land document and notarized copy of CLU. Thus, the institution did not fulfill the requirement of Regulation 7 (1-A) of NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 10-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, City Public Mahila Degree College, Post- Fatehgarh, Tehsil- Sadar, Farrukhabad - 209601, 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.89-528/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Indira Gandhi D.Ed Mahavidhyalya, shahpur Sarni, Madhya Pradesh dated 14/05/2010 is against the Order No. WRC/NCTE/2010/RL-66068 dated 22/03/2010 of the Western Regional Committee, rejecting its application for recognition for conducting D.EL.Ed (Addl intake) course on the grounds "The institute has not submitted hard copy as required in the clause 5(3) of NCTE, Regulations, 2009 & the first intake of D.Ed course namely Indira Gandhi B.Ed. Mahavidyalaya, Ieri Chowk, Shobhapur Colony, Bagdona, Sarni, Betual, M.P. recognized by WRC order no. WRC/5-6/92/2009 dt. 17.12.2009 which has not completed three years in Indira Gandhi D. Ed Mahavidyalaya. The name of institution mentioned in First intake and increase intake is different which is not as per norms. The institute has not submitted hard copy as required in the clause 5(3) & 8(3) of NCTE, Regulations, 2009".

AND WHEREAS the Correspondent, Indira Gandhi D.ED Mahavidhyalya (hereinafter referred to as the appellant), preferred an appeal dated 24/05/2010 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. Ramesh Gachade, Chairman, Indira Gandhi D.ED Mahavidhyalya, shahpur Sarni, Madhya Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that hard copy of the application alongwith all necessary documents was submitted within time i.e 31st Oct, 2009, the name of the Indira Gandhi D. Ed Mahavidyalaya was indicated as Indira Gandhi B.Ed Mahavidyalaya due to mistake on the part of WRC and that the institution had completed more than three academic sessions.

AND WHEREAS the Council noted that hard copy of the application was submitted by the institution to WRC on 31-10-09 i.e. within time. The Council also noted that Regulation 8(3) of the NCTE Regulations, 2009, applicable in this case, stipulated that an institution can apply for one basic unit only of an additional course or for an additional unit of the existing recognized course after completion of three academic sessions of the respective course, for which the institution shall submit application before the cut off date prescribed for submission of applications in the year succeeding the completion of three academic sessions. The institution was granted recognition for D.Ed. course, which is of 2 year duration, from the session 2006-07 and thus the first batch would be completing the course in 2007-08, second batch in 2008-09 and third batch in 2009-10. Therefore, it was not eligible to apply for additional intake in D. Ed course before completion of three successive academic sessions as per clause 8(3) of NCTE Regulations, 2009. The Council was, therefore, of the view that there was no ground to accept 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 22-03-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Chairman, Indira Gandhi D.ED Mahavidhyalya, Sobhapur Colony, 65/1,50/8, Sarni Road, Bagdona, shahpur Sarni - -, 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.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Janki Prasad Chaudhary Mahila Mahavidyalay, Basti, Uttar Pradesh dated 31/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP142/157 Meeting/2010/19933 dated 13/04/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "1) B.Ed. course application is already in the process. 2) Land documents is not certified. 3) Notarized CLU is not submitted".

AND WHEREAS the Correspondent, Janki Prasad Chaudhary Mahila Mahavidyalay (hereinafter referred to as the appellant), preferred an appeal dated 31/05/2010 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. Ram Charitra Chaudhary and Shri. Shailesh Chaudhary, Manager, Janki Prasad Chaudhary Mahila Mahavidyalay, Basti, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the application for B.Ed. course was submitted for grant of recognition for the session 2009-10 and the processing of the application was delayed by the NRC; the land documents duly certified and the CLU were filed.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1) including certified copy of registered land documents issued by the Competent Authority and notarized copy of CLU within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution did not submit certified copy of registered land document and notarized copy of CLU and it submitted only self-attested copy of land document and CLU alongwith its application. Thus, the institution did not fulfill the norms prescribed in the NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 13-04-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Manager, Janki Prasad Chaudhary Mahila Mahavidyalay, Vill- Katauha, Post-
Bharwliya, Tehsil- Basti, Basti - 272001, 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.89-562/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Manorma Institute of Education, Etah, Uttar Pradesh dated 26/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP335/159 Meeting/2010/22238 dated 15/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds " 1) Registered land documents is not certified. 2) Building plan is not approved".

AND WHEREAS the Correspondent, Manorma Institute of Education (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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. Dushyant Kumar, Secretary and Shri. Israk Ali, Member, Manorma Institute of Education, Etah, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the documents pertaining to land were duly registered and duly attested and the building plan was duly approved by competent persons i.e. by Assistant Engineer, PWD and Gram Panchayat as was applicable in the area.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1) including certified copy of registered land documents issued by the Competent Authority and copy of approved building plan within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution did not submit certified copy registered land documents alongwith the application and it submitted only copy of khatauni with the application. The building plan submitted with the application was also not approved by the competent authority. Thus, the institution did not fulfill the requirement of Regulation 7 (1-A) of the NCTE Regulations, 2009 to become eligible for consideration of for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 15-05-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Secretary, Manorma Institute of Education, Plot No.8C, Vill- Mukharna, Post, Jitauli, Etah - -, 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.89-570/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Pushpak Adhyapak Vidyalaya, Nagpur, Maharashtra dated 28/05/2010 is against the Order No. WRC/APW06939/1222076/132nd/2010/66453 dated 30/03/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the grounds "1) Land is on lease basis and the lease has been registered on 02/10/2008. Therefore, the institution does not have the land as on the date of application. The institution does not fulfill the requirement of clause 8(7) of the NCTE regulations, 2007. 2) Staff not qualified as per the norms".

AND WHEREAS the Correspondent, Pushpak Adhyapak Vidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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. Ganesh Pantawmr and Shri. Yogesh Dhankar, Pushpak Adhyapak Vidyalaya, Nagpur, Maharashtra presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that all the necessary valid copies of documents including copies of notarised lease deed of land and appointment of staff as per NCTE norms, 2009 were already forwarded to WRC, NCTE Bhopal for perusal vide letter dated 05/03/2010 and the appellant had provided the affidavits for lease deed of land and profile of staff alongwith required documents as per the norms of NCTE at the time of application filed for grant of recognition/permission to start the D.Ed. course.

AND WHEREAS the Council noted that, alongwith the application of the institution received in the WRC, Bhopal on 29.11.2007, the institution submitted an 'Agreement of Leave and Licence' dated 10.06.07 for a period of 3 years in respect of 1700 sq. mts. of built up area and open area of 300 sq. mts. It was not registered and therefore it could not be accepted as a valid document in reference to the relevant regulations. The area of land was also not adequate as per the NCTE norms. Further, as against the claim of availability of 1700 sq. mts. of built-up area in the lease agreement submitted, the building plan submitted mentioned an area of 2340 sq. mts in two floors ie. 1170 sq. mts each. Thus, the objection that the institution did not have land on the date of submission of application was correct. As regard the second objection that staff was not qualified as per the norms, the Council noted that appointment of qualified staff would arise only after Letter of Intent prior to recognition under Regulation 7 (9) was issued to the institution and, therefore, this objection was not valid. Since the institution was not having land at the time of submission of application as it was not having any legally valid land document, the Council was of the view that there was no ground to accept 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 30-03-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Pushpak Adhyapak Vidyalaya, Plot No.24 To 33,36,37, KH.NO.252/3, P.H. NO.15 Kandri Kanhan, Nagpur - -, 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.89-573/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Ramchandra Laxmanrao Gade Patil Adhyapak Mahavidyalaya, Yavatmal, Maharashtra dated 25/05/2010 is against the Order No. WRC/APW05653/1221579/132nd/2010/66414 dated 29/03/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the grounds "1) The land taken on lease basis registered on 25.02.2010. The institution did not have the land as on the date of application. The institution does not fulfill the requirement of clause 8(7) of the NCTE Regulations 2007. 2) Staff not qualified as per the norms".

AND WHEREAS the Correspondent, Ramchandra Laxmanrao Gade Patil Adhyapak Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 31/05/2010 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. Prasant Gade, Secretary, Ramchandra Laxmanrao Gade Patil Adhyapak Mahavidyalaya, Yavatmal, Maharashtra presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that all the necessary valid copies of documents including copy of registered lease deed of land and copies of appointment of staff as per NCTE norms 2009 were already forwarded to WRC on 25-02-2010, as per requirement of NCTE.

AND WHEREAS the Council noted that alongwith the application of the institution dated 27.02.07, when the NCTE Regulations 2005 were in vague, it submitted a copy of rent agreement dated 04.01.2007 which was not registered and therefore it could not be accepted as a valid document. In the application it was also indicated that land was not available and that land would be made available before order. Therefore, the Council was of the view that the institution did not fulfill the requirement regarding availability of land and built-up space as per the NCTE norms and therefore there was no ground to accept the appeal. As regard the other objection that staff was not qualified as per norms, the Council was of the view that it was not relevant as appointment of staff was to be made by the institution only after issue of letter of intent prior to recognition.

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 29-03-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Secretary, Ramchandra Laxmanrao Gade Patil Adhyapak Mahavidyalaya, Plot No.94, Khasra No.24, Lohara, Yavatmal - -, 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.

27/08/2010

ORDER

WHEREAS the appeal of Sri Guru Goraksh Nath Mahavidyalay, Maharajganj, Uttar Pradesh dated 28/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP257/158 Meeting/2010/21770 dated 11/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "1) Land documents are not certified. 2) CLU is not notarized".

AND WHEREAS the Correspondent, Sri Guru Goraksh Nath Mahavidyalay (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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. Rajesh Singh, Manager and Shri. Ashtosh Upadhyay, Head Clerk, Sri Guru Goraksh Nath Mahavidyalay, Maharajganj, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that institution had submitted land document certified by the competent authority and CLU in original to the NRC Jaipur alongwith affidavit on Rs.10/- stamp paper in which it was clearly stated in the point no. 5 that land was exclusively meant for running educational institution and the permission of the competent authority to that effect had been obtained vide letter dated 29.10.2009. It was also submitted that non-submission of notarized copy of CLU was an inadvertent omission and that the institution was in readiness to submit the copy of notarized CLU.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand, with seven documents mentioned at (i) to (vii) of Regulation 7(1), including certified copy of registered land documents issued by the competent authority and notarized copy of CLU within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution submitted only self attested copy of land document and not certified copy of land document along with the application. The CLU submitted by the institution alongwith the application was also not issued by the competent authority. The committee also noted that the institution admitted in the appeal that it could not submit notarized copy of CLU. Thus, the institution did not fulfill the requirement in Regulation 7 (1 A) of NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 11-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Manager, Sri Guru Goraksh Nath Mahavidyalay, Plot NO.971, Vill- Jogia. Post-Ghughli, Maharajganj - 273151, 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.89-563/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Vidyasagar Teacher's Training College, Malda, West Bengal dated 24/05/2010 is against the Order No. ERC/7-106.4.3/2010/3835 dated 30/04/2010 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the grounds "1) The Principal so appointed is on contractual basis. 2) The NCTE norms speaks such appointee should be atleast of Reader Rank. 3) The Principal appointed in the institution has retired as a Lecturer, hence not Qualified for the post of Principal".

AND WHEREAS the Correspondent, Vidyasagar Teacher's Training College (hereinafter referred to as the appellant), preferred an appeal dated 28/05/2010 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. Prosanta Kumar Mandal, Secretary, Vidyasagar Teacher's Training College, Malda, West Bengal presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the Principal appointed on contractual basis had retired from the post of the Reader under the State Govt. of Orissa and his age was 62 years and his appointment was for a period of 1 year which was permissible as per the NCTE norms and the principal- Smt. Arunima Patnaik was having M.A., B.Ed, M.Ed, Ph.D in Education and was having teaching experience of 14 years 08 months and 26 days and that she was working as a Reader for 8 years.

AND WHEREAS the Council noted that the Principal appointed by the institution was having requisite qualification and experience as per NCTE norms and the appointment made was in order. Therefore, the Council was of the view that there was adequate ground to accept the appeal.

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, reverse ERC's order dated 30-04-2010. Accordingly the appeal was accepted, ERC's order dated 30-04-2010 was reversed with direction to the ERC to issue formal recognition order under clause 7(11) of NCTE Regulations within 15 days of issue of this order.

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

(Hasib Ahmad)
Member Secretary

1. The Secretary, Vidyasagar Teacher's Training College, Vill- Borasagardighi, P.O.- Kamlanari, Malda - -, West Bengal
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-583/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of ACE Education Institute, Agra, Uttar Pradesh dated 01/06/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP290/158 Meeting/2010/21632 dated 10/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "FDRs of Rs.5 lakhs and Rs.3 lakhs have been issued after due date, that is, 31.10.2009".

AND WHEREAS the Correspondent, ACE Education Institute (hereinafter referred to as the appellant), preferred an appeal dated 02/06/2010 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 Shri. Sanjay, Chairman and Shri. Akhil Goel, Secretary, ACE Education Institute, Agra, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the FDRs submitted by the institution was valid from December 2008 for a period of 1 year which was as per NCTE norms and that new FDRs for Rs. 3 lakhs and Rs. 5 Lakhs were got prepared and submitted to NRC as per the directions of the Regional Director.

AND WHEREAS the Council noted that the institution had submitted FDRs for Rs.5 lakhs and Rs.3 lakhs for a period of one year along with the application and new FDRs were submitted by the institution as per the advice given by the NRC. Therefore, the Council was of the view that rejection of the application of the institution on the ground that FDR of Rs. 5 and Rs. 3 lakhs were issued after 31.10.2010 was not valid and, thus, there was adequate ground to accept the appeal and remand back the case 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 NRC's order dated 10-05-2010 and remand back the case to NRC. Accordingly the appeal was accepted, NRC's order dated 10-05-2010 set-aside with direction to the NRC for further processing of the case on merit.

NOW THEREFORE, the Council hereby remands back the case of ACE Education Institute, Agra, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Chairman, ACE Education Institute, Plot No.437, Vill-Sureha, Post- Etmadpur, Agra - 283202, 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.89-579/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of David Hare Teachers Training College, Malda, West Bengal dated 28/05/2010 is against the Order No. ERC/7-107.8.16/2010/3942 dated 15/05/2010 of the Eastern Regional Committee, rejecting its application for recognition for conducting B.Ed course on the grounds "1) Notarized CLU not submitted. 2) Undertaking in prescribed format not submitted. 3) Building plan submitted is not approved by the Competent Civil authority. 4) The Built up area mentioned in the building plan and building completion certificate do not tally. 5) A certificate from the registering authority clearly indicating the provisions of act/law under which the trust has been registered. 6) FDR not in the name of the institution".

AND WHEREAS the Correspondent, David Hare Teachers Training College (hereinafter referred to as the appellant), preferred an appeal dated 01/06/2010 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 Shri. Subrata Singha, Secretary, David Hare Teachers Training College, Malda, West Bengal presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that a copy of CLU (not notarized) along with a notarized affidavit on judicial stamp paper of Rs.20/- regarding conversion of land by competent authority was forwarded to ERC alongwith hard copy of application; undertaking in prescribed form was submitted; the building plan submitted was approved by Gram Panchayat Pradhan who was the competent authority in the area; built-up area indicated in the building plan and building completion certificate was 1927 sq.mts. and thus there was no discrepancy; the trust was formed as per the Indian Trust Act, 1982 and it was registered under Registration Act, 1908 and FDR submitted was in the name of the trust.

AND WHEREAS the Council noted that the institution submitted notarized copy of CLU dated 16.07.2009 and the building plan submitted was also approved by the Gram Panchayat Pradhan on 16.07.2009 i.e. before date the submission of application. The Council also noted that necessary undertaking in the prescribed format and FDRs for the requisite amount were submitted by the institution along with the application and there was no discrepancy in the built up area indicated in the approved building plan and the building completion certificate. The Council was, therefore, of the view that there was adequate ground to accept the appeal and remand back the case to ERC 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 ERC's order dated 15-05-2010 and remand back the case to ERC. Accordingly the appeal was

accepted and ERC's order dated 15-05-2010 set-aside with direction to the ERC for further processing of the case on merit.

NOW THEREFORE, the Council hereby remands back the case of David Hare Teachers Training College, Malda, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, David Hare Teachers Training College, Plot No.1108, Vill- Mahanagar, 20, Mile Check Post, Malda - 732124, West Bengal**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-584/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of ESS College of Education, Agra, Uttar Pradesh dated 01/06/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP203/158 Meeting/2010/21794 dated 11/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "1) The name of the college mentioned in land documents do not match with the land documents submitted earlier and appears to be tampered. 2) Land documents are not certified. 3) Submitted CLU is not notarized".

AND WHEREAS the Correspondent, ESS College of Education (hereinafter referred to as the appellant), preferred an appeal dated 02/06/2010 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 Shri. Anil, Lecturer, ESS College of Education, Agra, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that ESS college of education was only sole owner of land in question and the land document were also in its favour; land document submitted were genuine and not fake or tampered and there was no deficiency regarding certified copy of land documents in the deficiency letter dated 08.02.2010; CLU was submitted, in compliance with the deficiency letter.

AND WHEREAS the Council noted that Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand, with seven documents mentioned at (i) to (vii) of Regulation 7(1), including certified copy of registered land documents issued by the competent authority, notarized copy of CLU issued by the competent authority within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution forwarded only self attested copies of land documents and CLU and not certified copy of land document and notarized copy of CLU as required under regulation 7(1-A). The Council also noted that the name of the college mentioned in copies of the land document submitted did not tally. Thus, the institution did not fulfill the requirement of provision in Regulation 7 (1 A) of NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 11-05-10 was confirmed

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, ESS College of Education, Plot No.134, Vill- Khaspur, Post-Dayal Bagh, Tehsil- Sadar, Agra - -, 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.89-586/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Manrakhan Mathto B.Ed. College, Ranchi, Jharkhand dated 25/05/2010 is against the Order No. ERC/7-107.8.29/2010/4016 dated 15/05/2010 of the Eastern Regional Committee, rejecting its application for recognition for conducting B.Ed course on the grounds "1) The Fixed Deposit Receipt for Rs. 5.00 lakhs and 3.00 lakhs in the name of institution has been issued on 13th Jan 2010 & 20th Jan 2010 i.e. after the last date of application. 2) Certified copy of the registered land documents issued by the competent authority. 3) The institution not submitted the Notarized copy of Conversion of Land Use certificate from the Competent Authority. 4) Undertaking in prescribed format not submitted. 5) In the affidavit submitted alongwith the application from the Column 5 of the affidavit was not filled in. The institution has submitted a fresh affidavit complete in all respects notarized on 22nd Jan 2010 i.e. after the last date of submission of application".

AND WHEREAS the Correspondent, Manrakhan Mathto B.Ed. College (hereinafter referred to as the appellant), preferred an appeal dated 02/06/2010 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 Shri. N. Khan, Clerk and Shri. M. Mahto, Chairman, Manrakhan Mathto B.Ed. College, Ranchi, Jharkhand presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that FDRs for Rs. 5 lakh and Rs. 3 lakh were submitted within the stipulated 60 days; photocopy of registered land document attested by notary public was submitted along with the application but certified copy of land document was enclosed with the appeal; CLU from the competent authority was submitted in original along with the application in place of notarized copy; undertaking in prescribed format was submitted by the institution on plain paper along with application but undertaking on Rs.100/- stamp paper was enclosed with the appeal and FDR was not submitted with application dated 26.10.2009 and as such no affidavit was furnished but fresh affidavit was submitted on 22.01.2010 along with the FDR.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand, with seven documents mentioned at (i) to (vii) of Regulation 7(1), including FDR for Rs.5 lakh and Rs. 3 lakh of a Nationalized bank towards Endowment and Reserve funds, certified copy of registered land documents issued by the competent authority, notarized copy of CLU issued by the competent authority and affidavit in the prescribed form on rs.100/- stamp paper duly attested by Oath Commissioner of Notary public, stating that the precise location of the land (village, district, state, etc), the total area in possession, the permission of the competent authority to use the land for educational purpose and mode of possession i.e. ownership or lease within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution admitted that it did not submit FDRs along with application and it subsequently submitted FDRs dated

13.01.2010 and 20.01.2010; certified copy of land document was not submitted along with application and self attested copy was submitted with the application; the CLU submitted was not issued by the competent authority and the institution also admitted that it did not furnish affidavit in the prescribed proforma along with the application. Thus, the institution did not fulfill the requirement in provision in Regulation 7 (1 A) of NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the ERC for valid reasons and, thus, there was no ground to accept the appeal. The Council further noted that the institution could not produce the original land documents and during the presentation, the representative of the institution informed the Council that land document was pledged with the bank for taking a loan for construction of the building. Thus, the Council also observed that institution even otherwise did not fulfill the requirement of regulation 8 (7) (i) of the NCTE Regulation 2009, which 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. or Govt. institution for a period of not less than 30 years.

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 ERC's order dated 15-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Manrakhn Mathto B.Ed. College, Village- Kedal P.O. Neori Vikas, Ranchi - , 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.89-591/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of R.L.S. Memorial Degree College, Udham Singh Nagar, Uttaranchal dated 03/06/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP69/158 Meeting/2010/20871 dated 29/04/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting B.Ed course on the grounds " 1) Land documents are not certified. 2) Land is not in the name of Institution. 3) CLU is not submitted. 4) Submitted Building plan does not indicate khasra number / plot number, total land area and built up area".

AND WHEREAS the Correspondent, R.L.S. Memorial Degree College (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri. Nathu Singh, President and Shri Vinay Kumar, Secretary, R.L.S. Memorial Degree College, Udham Singh Nagar, Uttaranchal presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the R.L.S Memorial Trust had purchased one hectare land after having taken due permission of the Government of Uttarakhand for educational purposes, the land was registered in the office of the Sub-Registrar Kashipur (Udham Singh Nagar), Uttarakhand, on 29th of September, 2009. The Sub-Registrar office after having completed formalities such as fees, etc issued a certified copy of registered land deed. The institution submitted the certified copy to the office of NRC of NCTE, Jaipur on 27th of March, 2010 by registered speed post. As regard objection regarding land not in the name of institution, it was submitted that the Rules and Regulations published in the Gazette of India (Extraordinary) Part III Section 4, NCTE, New Delhi notification dated 31st August, 2009 clearly indicated that the society sponsoring the institutions shall be required to transfer and vest the title of the land and building in the name of the institution within a period of six months from the date of issue of formal recognition order under Sub-section (II) of Regulation 7. Regarding third objection, it was submitted that land use certificate from SDM Kashipur (Up-Zila Adhikari), Udham Singh Nagar was obtained by the institution and attested copy of the document was sent to Regional Office of NCTE, Jaipur on 27 March 2010. As regard building plan it was submitted that the same was submitted along with original application of the institution and the NRC did not point out in the deficiency letter about Khasra no., plot no., total land area and build-up area. Therefore, when the institution submitted reply to deficiency letter, these points were not observed by them but the institution got building plan prepared which indicated total land area, built up area and khasra no., with complete address and name of the college and copy of the same was enclosed with the appeal.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1)

including certified copy of registered land documents issued by the Competent Authority, notarized copy of CLU issued by competent authority approved building plan by the competent civil authority within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution submitted notarized copy of land document and self attested copy of CLU alongwith its application and it submitted a certified copy of land document and CLU only on 27.03.10. The Council also noted that the building plan submitted along with the application did not indicate the Kh. No./ Plot No., total land area and built-up area and therefore it could not be accepted as valid document. Thus, the institution did not fulfill the norms prescribed in the NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 29-04-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, R.L.S. Memorial Degree College, Plot No. 69, Vill- Kishanpur, Post-Jaspur, Tehsil- Jaspur, Udham Singh Nagar - -, Uttaranchal**
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 Uttaranchal, Dehradun.

F.No.89-44/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of R.V. Higher Education & Technical Institute, Gautam Budh Nagar, Uttar Pradesh dated 18/01/2010 is against the Order No. F.NRC/NCTE/F-7/UP-1663/141st Meeting/2009/12259-12275 dated 12/11/2009 of the Northern Regional Committee, refusing recognition for conducting BTC course on the grounds "The list of appointed faculty as per NCTE norms has not been submitted till date".

AND WHEREAS the Correspondent, R.V. Higher Education & Technical Institute (hereinafter referred to as the appellant), 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. V.R. Sharma, Chairman and Shri. S.P. Bhati, Secretary, R.V. Higher Education & Technical Institute, Gautam Budh Nagar, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that after completing all formalities the NRC Jaipur had issued a letter of intent vide letter no. APN01382/UP-1663/658 dated 07/06/2006 directing the institution to submit the reply alongwith supporting documents including list of the faculty identified following due procedure. The institution had completed the requirement laid down in the letter of intent and it also constituted selection committee comprising subject experts and others. It released advertisement in the news paper and after conducting interview of the candidates, it selected 05 candidates possessing the qualifications as laid down in NCTE norms and standards. During the presentation the representatives of the institution stated that Govt. of UP did not grant affiliation for the course to self-financed colleges in the State and therefore it could not start the course.

AND WHEREAS the Council noted that the institution was issued conditional recognition for B.T.C. course vide NRC's order dt. 14.11.06 subject to appointment of qualified faculty selected through duly constituted selection as per the norms of NCTE/affiliating body/ Stat Govt. The Council also noted that the non-compliance of the requirement of qualified faculty through duly constituted selection committee was on account of the policy of the State Govt. of UP/ SCERT and it was beyond the control of the institution. The Council was therefore of the view of that there was adequate ground to accept the appeal and set aside the NRC order dt. 12.11.09 with direction to NRC to allow a period of three months for appointment of qualified faculty selected through to duly constituted selection committee and to pass appropriate order thereafter as done in similar other cases.

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 and set aside NRC's order dated 12-11-09 and remand back the case to NRC to allow a period of

three months for appointment of qualified faculty through duly constituted selection committee and to pass appropriate the order thereafter.

NOW THEREFORE, the Council hereby remands back the case of R.V. Higher Education & Technical Institute, Gautam Budh Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, R.V. Higher Education & Technical Institute, Chithera, Dadri,, Gautam Budh 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.89-580/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Rakshpal Bahadur Teachers Training Institute, Bareilly, Uttar Pradesh dated 29/05/2010 is against the Order No. NRC/NCTE/F-3/UP-3051/158 Meeting/2010/22149 dated 14/05/2010 of the Northern Regional Committee, refusing recognition for conducting B.Ed, Addl. course on the grounds "The Institution was issued 7(9) which has not been replied to till date".

AND WHEREAS the Correspondent, Rakshpal Bahadur Teachers Training Institute (hereinafter referred to as the appellant), preferred an appeal dated 01/06/2010 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 Dr. Manish Sharma, Director and Dr. Anoop Beri, Head, Rakshpal Bahadur Teachers Training Institute, Bareilly, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the institute had submitted its reply alongwith required documents to grant the formal recognition under section 7(11) by hand on 19-04-2010 vide its letter No. RBTTI/2009-10/626 dated 17-04-2010 well within the 90 days limit as directed in the letter No. NRC/NCTE/UP-3051/154 meeting / 2009 / 15160 dated 19-01-2010 of NRC. The Institution had no intention to submit its reply on the last date i.e. 19-04-2010 but it was due to the circumstances generated because of worst ever communal riots and continuous curfew in Bareilly during March, 2010. On 19-04-2010 the Institute submitted its reply to NRC, NCTE, Jaipur as the faculty approval letter was the major requirement of the reply to be submitted to NRC, NCTE.

AND WHEREAS the Council noted that letter of intent prior to recognition was issued to the institution by NRC on 04.12.09. The institution furnished its reply along with requisite documents vide letter dt. 19.12.09. After considering this reply, the NRC, vide letter dt. 19.01.10 informed the institution that the faculty was not appointed through regular selection committee, the college website was not developed and NAAC was not submitted and allowed the institution a period of 90 days to remove the deficiencies. The institution furnished its reply on 19.04.10 alongwith the requisite documents and the same was available on the file. The Council also noted that the NRC in its 158 meeting held on 19 to 22nd April 10 decided to refuse recognition to the institution on the ground that reply to letter of intent prior to recognition was not received which was not in order, as the reply had been submitted by the appellant. The Council was therefore of the view that there was adequate ground to accept the appeal, set aside NRC's order dt. 14.05.10 and remand the case back to NRC for examining the staff profile submitted by the institution and passing appropriate order thereafter.

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 and set aside NRC's order dated 14-05-10 and remand back the case to NRC for examining the staff profile submitted by the institution and passing appropriate order thereafter. Accordingly, the appeal was accepted, the order of NRC dated 14.05.10 set-aside and the case remanded back to NRC for examination of the staff profile submitted by the institution on 19.04.10 and passing appropriate order thereafter.

NOW THEREFORE, the Council hereby remands back the case of Rakshpal Bahadur Teachers Training Institute, Bareilly, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

- 1. The Chairman, Rakshpal Bahadur Teachers Training Institute, Vill- Barinagla, Post-Umarsiya, Tehsil- Bareilly, Bareilly - -, 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.89-578/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Saraswati Mahavidyalaya, Agra, Uttar Pradesh dated 31/05/2010 is against the Order No. NRC/NCTE.F-3/NRCAPP301/158 Meeting/2010/21677 dated 10/05/2010 of the Northern Regional Committee, rejecting the application for recognition for conducting D.El.Ed course on the grounds "1) Land documents are not certified. 2) Notarized copy of CLU is not submitted".

AND WHEREAS the Correspondent, Saraswati Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 31/05/2010 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. B.P. Singh, President and Shri. Kaushal Kumar, Vice-President, Saraswati Mahavidyalaya, Agra, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that the institution had submitted certified copy of the land documents and notarized copy of CLU along with its letter dt. 07.04.10.

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand, with seven documents mentioned at (i) to (vii) of Regulation 7(1), including certified copy of registered land documents issued by the competent authority and notarized copy of CLU within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution admitted in the appeal that it did not submit certified copy of land document and notarized copy of CLU along with the application and it submitted the same only on 07.04.10 i.e. much after the date of submission of the application. Thus, the institution did not fulfill the requirement of provision in Regulation 7 (1 A) of NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 10-05-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Secretary, Saraswati Mahavidyalaya, Plot No.710/3, VPO- Itora, Tehsil- Agra, Agra - -,
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.89-577/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Shri Rawatpura Sarkar Institute Of Professional Studies, Satna, Madhya Pradesh dated 20/05/2010 is against the Order No. WRCAPP 806/REJECTION/133/2010/67384 dated 28/04/2010 of the Western Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "The khasra number mentioned in the building plan and given in the land documents do not match".

AND WHEREAS the Correspondent, Shri Rawatpura Sarkar Institute Of Professional Studies (hereinafter referred to as the appellant), preferred an appeal dated 31/05/2010 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, Director, Shri Rawatpura Sarkar Institute of Professional Studies, Satna, Madhya Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation it was submitted that the building of the proposed D.El.Ed. college was built up on Khasra no. 57/1B and Architect by mistake or as per their traditional method of writing typed 57/1B as was 57/1/B. The revised building plan mentioning correct Khasra no. 57/1B was furnished. It was also submitted that Certificate by Architect certifying the correct Khasra no, Certificate by Mukhya Nagar Palika Adhikari, Chitrakoot certifying the location of building on khasra no. 57/1B and an affidavit by the secretary of the trust about khasra no. and building location were attached with the appeal."

AND WHEREAS the Council noted that the Kh. No. indicated in the application, land document, building plan and the affidavit was 57/1B and, thus, there was no discrepancy. Therefore the Council was of the view that the rejection of the application on the ground that Kh. No. mentioned in the and the land document did not match was not in order and thus there was adequate ground to accept the appeal and remand the case to WRC for further processing of the application 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 set aside/ NRC's order dated 15-05-10 and remand back the case to WRC for further processing of the application on merit. Accordingly, the order of WRC dated 15.05.10 was set-aside and the case remanded back to WRC.

NOW THEREFORE, the Council hereby remands back the case of Shri Rawatpura Sarkar Institute Of Professional Studies, Satna, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Shri Rawatpura Sarkar Institute Of Professional Studies, Khasra No. 57/1B, Vill- Rajola, Teh.- Majhgawa,, Satna - -, 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.89-588/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of SRD College, Firozabad, Uttar Pradesh dated 01/06/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP389/159 Meeting/2010/22257 dated 15/05/2010 of the Northern Regional Committee, rejecting its application for recognition for conducting D.El.Ed course on the grounds "Registered land document is not certified".

AND WHEREAS the Correspondent, SRD College (hereinafter referred to as the appellant), preferred an appeal dated 02/06/2010 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 Dr. Dilip Singh Yadav, President and Dr. J.K.S. Chauhan, Principal, SRD College, Firozabad, Uttar Pradesh presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation it was submitted that since the office of NRC vide its deficiency letter 20.02.2010 had inter-alia asked for the registered and certified land documents, the Appellant had approached the office of the SUB-REGISTRAR, Tehsil - Shikohabad, Distt. - Firozabad (UP) for obtaining the certified copy of the registered land documents and the same were submitted to the office of NRC vide replay dated 19.04.2010 along with other documents, as required by the office of NRC. The office of NRC had failed to appreciate the same. Therefore, another copy of the registered land documents certified by the sub-registrar, Tehsil-Shikohabad, Distt. Firozabad (UP) was again obtained after depositing the requisite fee vide receipt No 396597 dt. 15.05.2010 in the office of SUB-REGISTRAR, Tehsil-Shikohabad, Distt.-Firozabad (up).

AND WHEREAS the Council noted that the Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1) including certified copy of registered land documents issued by the Competent Authority within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution did not submit certified copy of land document along with its application and it submitted the same only on 21.04.10 that is much after the date of submission of the application. Thus, the institution did not fulfill the requirement of Regulations 7(1-A) of the NCTE Regulations 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 15-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, SRD College, Plot No.132, Agra Road, Village- Aronj Post&Tehsil- Shikohabad, Firozabad - 205135, 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.89-587/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of V.D. Institute of Technology, Kanjhawala, Delhi dated 02/06/2010 is against the Order No. NRC/NRCAPP198/159thMeeting/2010/21485 dated 07/05/2010 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed course on the grounds "No reply has been received to the deficiencies communicated to the Institution vide letter F.NRC/NCTE/2010/D.El.Ed./DL-/14763 dated 8 January 2010".

AND WHEREAS the Correspondent, V.D. Institute of Technology (hereinafter referred to as the appellant), preferred an appeal dated 02/06/2010 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 Shri. Varun Dhaka, Vice-Chairman and Shri. Y.P. Kohli, Director, V.D. Institute of Technology, Kanjhawala, Delhi presented the case of the appellant institution on 20-07-2010. In the appeal and during personal presentation, it was submitted that no deficiency letter Dated 8-01-2010 was received by the institution till date and no information was also given on internet regarding the deficiency letter dated 8- 01-2010 and that no second reminder/inspection committee was formed for inspection of the institute.

AND WHEREAS the Council noted that a deficiency letter dt. 08.01.10 was issued to the institution pointing out the deficiency that certified copy of land document was not submitted, affidavit submitted was not in the prescribed proforma and building plan approved by the competent authority was not submitted. The institution however claimed that the said deficiency letter was not received by the institution. The Council also noted that Regulation 7(1-A) of the NCTE Regulations, 2009, stipulated that application submitted online but not followed by dispatch, through registered post or by hand with seven documents mentioned at (i) to (vii) of Regulation 7(1) including certified copy of registered land documents issued by the Competent Authority, affidavit in the prescribed form on Rs. 100 stamp paper, approved building plan by the competent civil authority and notarized copy of change of land use certificate issued by the competent authority within 7 days, shall be considered as incomplete and shall be summarily rejected. The institution did not submit certified copy of land document and notarized copy of CLU along with its application. The affidavit submitted was not in the prescribed form and the building plan submitted was also not approved by the civil authority. Thus, the institution did not fulfill the requirement of Regulations 7(1-A) of the NCTE Regulations, 2009 to become eligible for consideration for recognition by NCTE. Therefore, the Council was of the view that the application of the institution was rejected by the NRC 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 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 07-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Chairman, V.D. Institute of Technology, Khasra No.72/8/1 & 72/8/2, Plot No.-N-173, Pooth Kalan, Nangloi, Kanjhawala - -, 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.89-606/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Basant Lal Memorial College of Education, Gurgaon, Haryana dated 04/06/2010 is against the Order No. NRC/NCTE/HR-1153/2008-56300 dated 12.08.08 of the Northern Regional Committee, withdrawing recognition for conducting D.Ed course on the grounds "1) Language lab is ill equipped. 2) HOD for D.Ed is not selected through duly constituted selection committee. 3) Multipurpose Hall is small in size."

AND WHEREAS the Correspondent, Basant Lal Memorial College of Education (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Babulal Sharma, Secretary and Dr. Shashi Kocher, Principal, Basant Lal Memorial College of Education, Gurgaon, Haryana presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that there was no objection regarding any other lab and so far as the language lab was concerned, the only objection with respect to the number of head phones installed was vaguely made which was honestly addressed and complied with by the appellant, it selected an Head of Department on 16.08.09 by the duly constituted selection committee comprising of two educational experts from DIET, SCERT, Gurgaon, two directors of educational colleges and the chairman of the college; The show cause notice never mentioned even an iota of the size of multi-purpose hall hence the derecognition of the institution, on this ground was not justifiable.

AND WHEREAS the Council noted that the appellant after submitting an appeal on 04.06.10, against the decision of the NRC meeting held on 18-20th May'10, also filed a writ petition before the Hon'ble High Court of Delhi and the court vide its order dt. 06.07.10 stayed the NRC's decision of withdrawing recognition and directed NCTE to decide the appeal by first week of August, 2010. The Court inter-alia observed/ opined that where existence of a HOD appointed by a duly constituted selection committee is a requirement; such deficiency is enough to refuse/ revoke recognition. A Head of Department (HOD) is necessary to steer and without him/ her the course would be rudderless and for this observation the institution submitted it would undertake to appoint an HOD as per norms before the commencement of the academic session 2010-11 and the NCTE may consider this undertaking in appeal. The case was heard on 21.07.10 and the Council noted that the selection committee, on 16.08.09 selected 3 lecturers for appointment and kept two lecturers in waiting list. It did not select any HOD. Further the appellant also did not submit any name of HOD who has been selected by duly constituted selection committee, in compliance with the undertaking it has given to the Court. It rather appointed Shri. Satender Singh Yadav for the post of HOD who was selected by the selection committee on 16.08.09 for the post of the lecturer. In view of above the Council came to the conclusion that there was no justification in accepting the appeal and hence should be rejected.

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 NRC's order dated 12-08-08 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The President, Basant Lal Memorial College of Education, Vpo- Garhi Harasana, Gurgaon - 123505, 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.89-603/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Basant Lal Memorial College of Education, Gurgaon, Haryana dated 04/06/2010 is against the Order No. NRC/NCTE/F-3/HR-580/2009 dated 10/06/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the grounds "1) All labs are ill equipped. 2) Multipurpose hall is small in size. 3) The letter of nomination of experts on the selection committee is not submitted."

AND WHEREAS the Correspondent, Basant Lal Memorial College of Education (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Babulal Sharma, Secretary, Basant Lal Memorial College of Education, Gurgaon, Haryana presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that there was no objection regarding any other lab and so far as the language lab was concerned, the only objection with respect to the number of head phones installed was vaguely made which was honestly addressed and complied with by the appellant; The withdrawal grounds No. 2 & 3 were not mentioned in the show cause notice and hence withdrawal of recognition on these grounds without giving an opportunity to reply to the same, was not justifiable.

AND WHEREAS the Council noted that the appellant filed an appeal against the decision of the NRC in its meeting held on 18-20th May;10 and also filed a writ petition before the Hon'ble High Court of Delhi and the Court vide its order dt. 06.07.10 stayed the NRC's decision of withdrawing recognition and further directed NCTE to dispose the appeal by first week of August 2010. It further noted that NRC vide its show cause notice dt. 12.11.09 did not mention the last grounds reflected in the withdrawal order and hence no opportunity was given to the appellant to make a representation against these grounds as per the provisions of Section 17 of the NCTE Act. Further the appellant also did not submit any explanation with documentary evidence contesting the withdrawal grounds; he rather submitted that no opportunity was given to him by the NRC, for making a representation before withdrawing the recognition. In view of this the Council came to the conclusion that the case may be remanded to NRC for issuing a fresh show cause on the grounds specified in the withdrawal order and for further decision thereafter.

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 10-06-10 and remand the case to NRC for issuing a show cause on the grounds specified in the withdrawal order and for further decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Basant Lal Memorial College of Education, Gurgaon, Haryana to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

- 1. The President, Basant Lal Memorial College of Education, Vpo-Garhi Harasana, Gurgaon - 123505, 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.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of J.R.A. Teacher Training College (Mahua Mahila Vikas Sansthan), Vaishali, Bihar dated 04/06/2010 is against the Order No. ERC/7-107.8.40/2010/3987 dated 15/05/2010 of the Eastern Regional Committee, rejecting the application for grant of recognition for conducting B.Ed course on the grounds "1) FDR not in the name of the institution. 2) The institution had sworn the Affidavit on 26th October 2009 wherein the date of permission of the competent authority for running education institution as per Encl 5 of the affidavit has been mentioned as 27/10/2009, hence, the said Affidavit is not acceptable. 3) As per the Land Title Certificate, application form building completion certificate, the institution has earmarked only 797.42 sqm of built up area for the proposed teacher education course, which is less than required as per NCTE norms. 4) Notarised CLU not submitted. In support of Land Use Certificate, the institution had submitted a Land Use Certificate issued by the Aanchal Adhikari on 9th Feb 2010 stating that the land was agricultural but now the land will be fully used for the teacher training college, which is not notarised."

AND WHEREAS the Correspondent, J.R.A. Teacher Training College (Mahua Mahila Vikas Sansthan) (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Jogeshwar Ray, Secretary, J.R.A. Teacher Training College (Mahua Mahila Vikas Sansthan), Vaishali, Bihar presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that as per instructions, of NCTE the appellant created FDR in the name of society for one year duration; affidavit was placed before Notary without enclosure 5 i.e. non-encumbrance certificate due to misunderstanding, and when it came to their notice, they obtained the encumbrance certificate and enclosed with the affidavit. Hence, enclosure 5 is of later date; as per approved building plan 797.42 Sq.mt. of built up area is on ground floor and building plan compromises two floors with a total built-up area of 1727.38 Sq.mt; in compliance of deficiency letter they submitted land use certificate issued by competent authority i.e. Anchala Adhikari.

AND WHEREAS the Council noted that as per the instructions for filling the online application form, FDRs for one year duration shall be initially made in the name of applicant trust/ society in a scheduled bank and accordingly the appellant created FDRs in the name of the society 'Mahua Mahila' vikas sansthan; the building completion certificate issued on 23.10.09 by Junior Engineer, Zila Parishad, Hajipur mentioned 1727.38 sq. mts. (15935 sq.ft.) of building was constructed on a piece of land measuring on 2780.40 sq. mts. Further the building plan titled for J.R.A. Teacher Training College also mentioned 1727.38 sq.mt. on ground and first floor; but in the land title certificate it mentioned earmarked built-up area as 797.42 sq. mts. only, so, there is some discrepancy with regard to actual available built-up area and this can be verified by deputing a visiting team. It further noted that the appellant

purchased 70 decimals (2780.40 sq.mts.) of agricultural land on 09.10.09; circle officer, Vaishali on 27.10.09 certified that 70 decimal of land was in possession of the institution and it was free from all encumbrances and it would be used for B.Ed. college and further the circle officer, vide a certificate dt. 09.02.10 ascertained that Govt. has no objection for construction of college building on the land possessed by it. The second refusal ground however was not pointed by ERC in their deficiency letter. 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 ERC 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 enough ground to accept the appeal, set aside ERC's order dated 15-05-10 and remand the case to ERC for further processing on merit. Accordingly, the appeal was accepted and the case was remanded to the ERC.

NOW THEREFORE, the Council hereby remands back the case of J.R.A. Teacher Training College (Mahua Mahila Vikas Sansthan), Vaishali, Bihar to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, J.R.A. Teacher Training College (Mahua Mahila Vikas Sansthan), Plot no/Khasra no.. 698, 699, 701, 697, 704, Plot No. 57,58, 79, Vill. - Keshopur, PO- Balukaram, , Vaishali - 844113, Bihar**
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, Bhubaneshwar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Bihar, Patna.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of K.D College of Education, Durg, Chhatisgarh dated 03/06/2010 is against the Order No. WRC/APW07732/723182/134th/2009/68046 dated 17/05/2010 of the Western Regional Committee, withdrawing recognition for conducting B.Ed course on the ground "Application of the two colleges APW07732/723182 and APW5663/723126 contain identical land documents"

AND WHEREAS the Correspondent, K.D College of Education (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri R.K. Shrivastava, President and Shri Ashutosh Jaiswal, Secretary, K.D College of Education, Durg, Chhatisgarh presented the cases of the appellant's institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant was having 3150 sq.mt. of land at Kh. No. 24/2 for the institution with code No. "APW07732/ 723182 and 2725 sq.mt. of land at Kh. No. 24/3, 24/4 for the institution with code No. "APW5663/ 723126. In addition to the above land, the Society is having 1.32 acres of land on 30 years registered lease, from 19 March 2002 in the name of Society for educational purposes. The appellant's institution was granted recognition by WRC vide their order dt. 27.07.09 and at the time of submission of application itself, the appellant was having 0.29 hect of land on ownership basis at property bearing Kh. No. 24/2 (Pc); an inspection under section 17 was caused by WRC in Feb' 10 and the VT did not mention the details of the registered land document i.e. book No. page No. Regd. No. etc. The VT mentioned at column 5(ii) only the measurement of land.

AND WHEREAS the Council noted that (1) WRC granted recognition for conducting B.Ed. course for two institutions (a) Kanti Darshan Mahavidyalaya, Bhillai, Chattisgarh with Code No. WRC/APW05633/723126 and (b) K.D. College of Education, Bhillai, Chattisgarh with Code No. WRC/APW07732/723182. (2) The appellant society was already running a B.Ed. college in the name of Kanti Darshan Mahavidyalaya with the recognition of WRC vide order dt. 09.06.08. And the society on 17.10.08, submitted an application for opening of a new college "K.D. College of Education" for B.Ed. course. In the application the appellant disclosed the information about the already existing programme and alongwith the application it submitted two registered land documents infavour of the society registered on 22.09.08 for 0.29 Hect at Kh. No. 24/2 and the other for 0.25 Hect. at Kh. No. 24/3 & 24/4 and also a building plan proposed on a piece of land at 24/2 & 24/3. From the building plan it was clear that the land at Kh No. 24/2 and 24/3 are contiguous. Though the society was in possession of two different registered land documents, but the fact remained that these two pieces of land are adjacent to each other. The society had already been running a B.Ed. college since 2008 and as per Clause 8(3) and 8(4) Regulations 2007 it was not eligible to apply for additional intake in the existing B.Ed. programme. And to circumvent these two clauses of the regulations it applied for new college i.e. "K.D. College of Education" by abbreviating the 'Kanti Darshan' as 'K.D'. WRC after proper scrutinisation of the application would have closed the file on the above two grounds it self. Further the appellant vide his

letter dt. 27.03.09 requested WRC to consider the application for B.Ed. (Addl) programme. At this stage at least WRC could have held back the processing of the application for B.Ed.(Addl). Rather it went ahead, conducted an inspection on 04.06.09 and the team reported that infrastructure and other facilities were adequate for the existing intake and proposed additional intake and subsequently granted recognition vide WRC's order dt. 27.07.09 to K.D. College of Education for conducting B.Ed. programme with an annual intake of 100 from academic session 2009-10. But this order was not for additional intake. (3) The university vide its letter dt. 28.10.09 informed WRC that the Regional Office, Bhopal had already granted recognition to Kanti Darshan Shikshan and computer training institution vide WRC's order dt. 28.01.08 and in the name premises it again granted recognition to one more B.Ed. College i.e. K.D. College of Education. (4) WRC, on the basis of a complaint from the affiliating university 'Pt. Ravi Shankar Shukla University', conducted an inspection under section 17 on 26.02.10. The team submitted two reports and in one of the reports it mentioned both K.D. College of Education and Kanti Darshan Mahavidyalaya interchangeably and indicated only 100 intake. The appellant further concealed the information to the team about the teacher training programmes run by the society at different places or in the same building. The team reported the address of K.D. College (APW07732/ 723182) at Nehru Nagar-E, Near Toll Plaza, Bhilai and Kanti Darshan Shaishavik and computer prashikshan sansthan (APW05663/ 723126) at Kasa Nagar, Dixit Colony, Bhilai. Infact the appellant submitted the same building plans and building completion certificates and also CLU, as well as land documents for both the colleges. The only difference is the land at Kh. No. 24/2 and 24/3 measuring 19800 sq. ft. was a putta deed in the name of an individual since 19.03.02 and this was sold to the society in 2008. In view of above the Council came to the conclusion that the society was granted recognition for conducting two B.Ed. programmes in the same premises in the name of two different colleges and hence recognition for the older institution i.e. Kanti Darshan Mahavidyalaya, Bhilai, Chattisgarh shall be restored and for the other institution i.e. K.D. College of Education the recognition shall stand withdrawn.

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 the case may be remanded to th WRC with the direction for restoration of the recognition for the older institution i.e. i.e. Kanti Darshan Mahavidyalaya, Bhilai, Chattisgarh and for the other institution i.e. K.D. College of Education the recognition shall stand withdrawn.

NOW THEREFORE, the Council hereby remands back the case of K.D College of Education, Durg, Chhatisgarh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)

Member Secretary

1. **The President, K.D College of Education, Kosa Nagar, Near Toll Plaza Durg, Durg - 490020, 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.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Kanti Darshan Mahavidyalaya, Bhilai, Chandigarh dated 03/06/2010 is against the Order No. WRC/APW05633/723126/134th/2009/68244 dated 22/05/2010 of the WRC, withdrawal recognition for conducting B.Ed course on the ground that Application of the two colleges APW07732/723182 AND APW5663/723126 contain identical land documents.

AND WHEREAS the Correspondent, Kanti Darshan Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri R.K. Shrivastava, President and Shri Ashutosh Jaiswal, Secretary, Kanti Darshan Mahavidyalaya, Bhilai, Chandigarh presented the case of the appellant's institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant was having 3150 sq.mt. of land at Kh. No. 24/2 for the institution with code No. "APW07732/ 723182 and 2725 sq.mt. of land at Kh. No. 24/3, 24/4 for the institution with code No. "APW5663/ 723126. In addition to the above land, the Society is having 1.32 acres of land on 30 years registered lease, from 19 March 2002 in the name of Society for educational purposes. the appellant's institution was granted recognition by WRC vide their order dt. 27.07.09 and at the time of submission of application itself, the appellant was having 0.29 hect of land on ownership basis at property bearing Kh. No. 24/2 (Pc); an inspection under section 17 was caused by WRC in Feb' 10 and the VT did not mention the details of the registered land document i.e. book No. page No. Regd. No. etc. The VT mentioned at column 5(ii) only the measurement of land.

AND WHEREAS the Council noted that (1) WRC granted recognition for conducting B.Ed. course for two institutions (a) Kanti Darshan Mahavidyalaya, Bhilai, Chattisgarh with Code No. WRC/APW05633/723126 and (b) K.D. College of Education, Bhilai, Chattisgarh with Code No. WRC/APW07732/723182. (2) The appellant society was already running a B.Ed. college in the name of Kanti Darshan Mahavidyalaya with the recognition of WRC vide order dt. 09.06.08. And the society on 17.10.08, submitted an application for opening of a new college "K.D. College of Education" for B.Ed. course. In the application the appellant disclosed the information about the already existing programme and alongwith the application it submitted two registered land documents infavour of the society registered on 22.09.08 for 0.29 Hect at Kh. No. 24/2 and the other for 0.25 Hect. at Kh. No. 24/3 & 24/4 and also a building plan proposed on a piece of land at 24/2 & 24/3. From the building plan it was clear that the land at Kh No. 24/2 and 24/3 are contiguous. Though the society was in possession of two different registered land documents, but the fact remained that these two pieces of land are adjacent to each other. The society had already been running a B.Ed. college since 2008 and as per Clause 8(3) and 8(4) Regulations 2007 it was not eligible to apply for additional intake in the existing B.Ed. programme. And to circumvent these two clauses of the regulations it applied for new college i.e. "K.D. College of Education" by abbreviating the 'Kanti Darshan' as 'K.D'. WRC after proper scrutinisation of the application would have closed the file on the above two grounds it self. Further the appellant vide his

letter dt. 27.03.09 requested WRC to consider the application for B.Ed. (Addl) programme. At this stage at least WRC could have held back the processing of the application for B.Ed.(Addl). Rather it went ahead, conducted an inspection on 04.06.09 and the team reported that infrastructure and other facilities were adequate for the existing intake and proposed additional intake and subsequently granted recognition vide WRC's order dt. 27.07.09 to K.D. College of Education for conducting B.Ed. programme with an annual intake of 100 from academic session 2009-10. But this order was not for additional intake. (3) The university vide its letter dt. 28.10.09 informed WRC that the Regional Office, Bhopal had already granted recognition to Kanti Darshan Shikshan and computer training institution vide WRC's order dt. 28.01.08 and in the name premises it again granted recognition to one more B.Ed. College i.e. K.D. College of Education. (4) WRC, on the basis of a complaint from the affiliating university 'Pt. Ravi Shankar Shukla University', conducted an inspection under section 17 on 26.02.10. The team submitted two reports and in one of the reports it mentioned both K.D. College of Education and Kanti Darshan Mahavidyalaya interchangeably and indicated only 100 intake. The appellant further concealed the information to the team about the teacher training programmes run by the society at different places or in the same building. The team reported the address of K.D. College (APW07732/ 723182) at Nehru Nagar-E, Near Toll Plaza, Bhilai and Kanti Darshan Shaishavik and computer prashikshan sansthan (APW05663/ 723126) at Kasa Nagar, Dixit Colony, Bhilai. Infact the appellant submitted the same building plans and building completion certificates and also CLU, as well as land documents for both the colleges. The only difference is the land at Kh. No. 24/2 and 24/3 measuring 19800 sq. ft. was a putta deed in the name of an individual since 19.03.02 and this was sold to the society in 2008. In view of above the Council came to the conclusion that the society was granted recognition for conducting two B.Ed. programmes in the same premises in the name of two different colleges and hence recognition for the older institution i.e. Kanti Darshan Mahavidyalaya, Bhilai, Chattisgarh shall be restored and for the other institution i.e. K.D. College of Education the recognition shall stand withdrawn.

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 the case may be remanded to the WRC with the direction for restoration of the recognition for the older institution i.e. Kanti Darshan Mahavidyalaya, Bhilai, Chattisgarh and for the other institution i.e. K.D. College of Education the recognition shall stand withdrawn.

NOW THEREFORE, the Council hereby remands back the case of Kanti Darshan Mahavidyalaya, Bhilai, Chandigarh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)

Member Secretary

1. **The President, Kanti Darshan Mahavidyalaya, 26/1 Radhika Nagar, Bhilai - -, Chandigarh**
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 Chandigarh, Chandigarh.

NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Ram Harshan Vidhya Niketan (Prabhudas Shiksha Prasar Samiti), Bhind, Madhya Pradesh dated 03/06/2010 is against the Order No. WRCAPP286/Rejection/134th/2010/67902 dated 13/05/2010 of the Western Regional Committee, rejecting the application for grant for recognition of D.E.C.Ed. course on the ground "The institution has submitted documents for D.El.Ed course and not for D.E.C.Ed course applied for."

AND WHEREAS the Correspondent, Ram Harshan Vidhya Niketan (Prabhudas Shiksha Prasar Samiti) (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri Sumit Narayan Sharma, Secretary and Shri Pradeep Sharma, President, Ram Harshan Vidhya Niketan (Prabhudas Shiksha Prasar Samiti), Bhind, Madhya Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant wrongly mentioned D.E.C.Ed instead of D.El.Ed. course while filling the online application. When it came to know about this, the appellant immediately on 02.11.09 informed the WRC and NCTE Hqrs. that the application submitted was for D.El.Ed course and not for D.E.C.Ed course.

AND WHEREAS the Council noted that the appellant inadvertently clicked on 'D.E.C.Ed.' while submitting the online application on 28.10.09 and whereas the appellant vide its letter dated 02-11-09 submitted hard copy of the application requesting WRC to consider the application for D. El. Ed. Course. And along with the hardcopy submitted affidavit, undertaking on stamp paper, infavor of D. El. Ed. course. The appellant also informed about this to Hqrs. and further made an appeal vide letter dt. 24.03.10 to WRC for consideration of the application for D. El. Ed. course. In view of the above the Council came to the conclusion that the case may be remanded to WRC for processing of the application on merit for D.El.Ed. course.

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 13-05-10 and remand the case to WRC for processing of the application on merit for D.El.Ed. course. Accordingly, the appeal was accepted and the case was remanded to the WRC.

NOW THEREFORE, the Council hereby remands back the case of Ram Harshan Vidhya Niketan (Prabhudas Shiksha Prasar Samiti), Bhind, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

- 1. The Secretary, Ram Harshan Vidhya Niketan (Prabhudas Shiksha Prasar Samiti), Plot No. 3190, Lahar Road, Mor Kuti, Akoda, Bhind - 477332, 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.89-598/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Shri Aivar Singh Deshwar College of Education, Mathura, Uttar Pradesh dated 31/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP287/159 Meeting/2010/22249 dated 15/05/2010 of the Northern Regional Committee, rejecting the application for grant of recognition for conducting D.El.Ed course on the grounds "1) Registered land documents is not certified. 2) Notarized CLU is not submitted."

AND WHEREAS the Correspondent, Shri Aivar Singh Deshwar College of Education (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri Anup Chaudhary, Manager, Shri Aivar Singh Deshwar College of Education, Mathura, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the land documents certified by the Sub-Registrar, Distt Mathura was again obtained by depositing requisite fee in the office of the Sub Registrar; The office of NRC had never asked for the notarized certificate of Land Use earlier.

AND WHEREAS the Council noted that the certified land document from registrar office was obtained on 03.04.10 and this was not available on the date of submission of application. The Council observed that it was mandatory for the applicant to submit a notarised copy of CLU and also certified copy of registered land document along with the hard copy as per regulations 2009. In view of above the Council came to the conclusion that there was no justification in accepting 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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 15-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Shri Aivar Singh Deshwar College of Education, Khasra No.343,Reeda Baldev, Mathura - 281001, 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.89-604/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Shri Radha Govind Degree College, Alligarh, Uttar Pradesh dated 20/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP266/158 Meeting/2010/21755 dated 11/05/2010 of the Northern Regional Committee, rejecting the application for grant of recognition for conducting D.El.Ed course on the grounds "1) Land documents are not certified. 2) Notarized copy of CLU is not submitted."

AND WHEREAS the Correspondent, Shri Radha Govind Degree College (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Pramod Kumar and Shri Rajesh Kumar, Member, Shri Radha Govind Degree College, Alligarh, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant purchased 1.095 Hect. of land in the name of the institution. CLU was issued under section 143 from SDM office on 13.11.09 for 1.095 Hect. and thereafter it was also entered in Khatauni document on 19.11.09. It submitted a copy of Khatauni document and also copy of the registered sale deed attested by the secretary of the institution to the NRC.

AND WHEREAS the Council noted that the NRC vide its deficiency letter dt. 23.02.10 inter-alia informed the institution to submit registered land document for having land in the name of the society/ trust/ institution and land use certificate from the competent Govt. Authority. In response to this the appellant submitted self attested regd. land document and a khatauni document showing the land use. However the NRC refused recognition on new grounds.

AND WHEREAS the Council observed that as per regulations 2009, the appellant should have forward certified land document and notarised CLU to the NRC alongwith the hardcopy of the application. Infact it got the CLU notarised on 15.05.10 and obtained certified copy of the land document on 13.05.10 and it was obvious that the appellant was not in possession of these two documents on the date of submission of the application. In view of above the Council came to the conclusion that there was no justification in accepting 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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 11-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Shri Radha Govind Degree College, 910, NH-91, Vill- Hirapur, PO- Gopi, Tehsil- Kol, Alligarh - 204215, 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.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Shri Ram College, Bhopal, Madhya Pradesh dated 17/04/2010 is against the Order No. F.WRC/NCTE/2010/RL-63925 dated 02/02/2010 of the Western Regional Committee, rejecting the application for conducting D.Ed additional intake on the ground "The recognition for D.Ed course was granted by WRC on 27/09/2006, hence institute did not complete three academic sessions for applying for new/additional course. The institute did not fulfill the condition as required in clause 8 (3) of NCTE Regulations, 2009."

AND WHEREAS the Correspondent, Shri Ram College (hereinafter referred to as the appellant), preferred an appeal dated 30/04/2010 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 Swapnil Verma, Secretary and Mr. V.K. Verma, Treasurer, Shri Ram College, Bhopal, Madhya Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that Institute had completed 4 academic sessions instead of three as per regulations 2009. Hence, the clause 8(3) of NCTE regulations 2009 is not applicable. At present 5th year of D.Ed. course is being run.

AND WHEREAS the Council noted that the appellant was granted recognition for conducting D.Ed course vide WRC's order dt. 27.09.06 and it had been conducting D.Ed. course since 2006-07. and the D. Ed programme being 2 year course, the first batch of D. Ed course students passed out in the year 2008, the second batch in 2009 and the third batch is yet to appear for the exams. Hence, the institution did not complete three academic sessions by sending three successive batches out of the institution, to become eligible for applying for additional intake as per regulations. The institution has applied for additional intake on 30.10. 09 when it has not completed three academic sessions, hence it is not eligible for applying for additional intake in the existing recognized course. In these circumstances, the WRC was justified in rejecting the application on the ground that the institution did not fulfill the requirements of the clause 8(3) Regulations, 2009 of NCTE and therefore the appeal is 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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 02.02.10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Secretary, Shri Ram College, Khasra No. 76, 81/2/3, 81/2/4, 103 Village- Thua Kheda, PO-Kotar, Tehsil-Huzur,, Bhopal - , 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.

27/08/2010

ORDER

WHEREAS the appeal of Steel City College of Education, Burdwan, West Bengal dated 02/06/2010 is against the Order No. ERC//7-107.3/2010/3937 dated 15/05/2010 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the ground "The institution has not submitted any reply to the deficiency letter issued by the office vide No.2764 dated 22.12.2009 within the stipulated period."

AND WHEREAS the Correspondent, Steel City College of Education (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri Subrata Mitra, Secretary and Shri Prabal Maity, Jt. Secretary, Steel City College of Education, Burdwaqn, West Bengal presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that all the documents pertaining to the deficiencies mentioned in the order were already submitted alongwith the original application. The appellant had also complied with all the instructions given for filling the application. They did not receive deficiency letter dt. 22.12.09 by post, rather it was obtained by e-mail on 06.04.10 from ERC. In response to the E-mail they submitted reply on 19.04.09.

AND WHEREAS the Council noted that the deficiency letter dt. 22.12.09 addressed to the secretary steel city college of education, 3017, city centre, phase-II, Daryapur, Bardhman, West Bengal was returned to ERC undelivered; Later, on 06.04.10 an E-mail was sent to the institution to submit reply with in 15 days for which the institution submitted reply on 19.04.10 and the same was available in ERC's file. ERC should have examined this reply, in its meeting held on 5-8th May'10, rather than refusing on the stated ground. In view of this the Council came to the conclusion that the case may be remanded to ERC for examination of the reply submitted by the institution and for further decision thereafter.

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 10-06-10 and remand the case to ERC for examination of the reply submitted by the institution and for further decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Steel City College of Education, Burdwaqn, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The Secretary, Steel City College of Education, MSAV-32, Urvashi, City Centre, Durgapur,
Burdwaqn - 713216, West Bengal

2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

27/08/2010

ORDER

WHEREAS the appeal of AL Iqra Teacher's Training College, Dhanbad, Jharkhand dated 04/06/2010 is against the Order No. ERC/7-107.8.11/2010/3980 dated 15/05/2010 of the Eastern Regional Committee, refusing recognition for conducting D.E.C.Ed course on the grounds "1) Notarized CLU not submitted. In support of change of Land Use Certificate, the institution had submitted a certificate issued on 12th October and notarized on 14.02.2010 i.e. after the date of application stating that the house of Al-IQRA Teacher Training College has been constructed. 2) As per the document, the built up area is 2505.22 sqm which is less than the required as per NCTE norms for the existing and proposed courses. The institution is recognized for B.Ed course with an intake of 150 students. 3) As per the photocopy of FDRs, one of the FDR no. 14353/233/05 renewed on 04.01.2006 of the Dhanbad Central CO-op Bank Ltd for 6 lakhs, which is from co-operative bank is in joint operation with secretary and RD-ERC, From the earlier file i.e. B.Ed course, it is seen that this FDR is a renewal FDR for Rs. 5.00 lakhs towards Endowment fund of the existing B.Ed course, which has been submitted by the institution only on 28th Feb 2010 alongwith the Digitalised Self-Appraisal Report. Hence, the FDR cannot be accepted and the institution is not having Reserve fund for the proposed course. 4) In the application form. the institution has not mentioned the Khasra No. Plot No. for the land where the college is being proposed."

AND WHEREAS the Correspondent, AL Iqra Teacher's Training College (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Saifullah Khalid, Secretary and Shri Md. Shamim Ahmad, Principal, AL Iqra Teacher's Training College, Dhanbad, Jharkhand presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the land use certificate was enclosed with the application dated 28.10.2009 itself, and the CLU was also notarized as directed by ERC vide their deficiency letter; built up area of 2505.22 sqm. was adequate for conducting B.Ed. & D.E.C.Ed Courses; for B.Ed. course another fresh FDR of Rs. 5 lakh was created in Canara Bank having FD No. KD/01/003205 in joint operation with ERC. The appellant requested the ERC, NCTE for the renewal of the old FDR (No. 14353/233/05) as it was lying with ERC and also requested for withdrawal of amount but that remained unheard rather ERC communicated vide its letter No. J 14-S/N 3/2001/8923 dt. 27th July 2007 that, " ERC, NCTE has nothing to do with the renewal of the same"; plot No. and Khasra No. have been mentioned in Regd. land documents and land title certificate etc. submitted along with the application.

AND WHEREAS the Council noted that the appellant had already been conducting B.Ed. course since 2004-05 and now proposed for D.E.C.Ed. course. With regard to refusal grounds it was noted that CLU was notarised on 14.02.10 i.e. much after the date of submission of the application; the appellant did not mention the plot No. and Kh. No. in the

application; further the appellant was having 2505.22 sq. mt. of built-up area only for the existing B.Ed. with 150 intake and the proposed D.E.C.Ed. course as against the requirement of 3000 sq. mt. as per regulations 2009. In view of above the Council came to the conclusion that there was no justification in accepting 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 that it should be rejected. Accordingly, the appeal was rejected and ERC's order dated 15-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, AL Iqra Teacher's Training College, Bario P.O. Sarkardih, Dhanbad - -, 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.89-608/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Dronacharya Educational Society, Korba, Chhatisgarh dated 30/05/2010 is against the Order No. WRC/WRCAPP619/2010*67485 dated 30/04/2010 of the Western Regional Committee, rejecting the application for grant of recognition for conducting B.Ed course on the grounds "1) Certified copy of the land documents not submitted. 2) CLU for commercial purpose."

AND WHEREAS the Correspondent, Dronacharya Educational Society (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Raj Kumar Agarwal, President and Shri Ashish Khetor, Secretary, Dronacharya Educational Society, Xorba, Chhatisgarh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that notarised copy of land documents had already been submitted along with the application on 30.10.2009. This deficiency was not mentioned in the WRC's deficiency letter issued on 13.02.2010. The appellant has now obtained a certified copy of the land document on 16.07.10. With regard to CLU it was submitted that Form B (diversion documents) which shows that land is for commercial purpose. After purchasing the land, society applied to Sarpanch, Town & Country Planning (TNCP), the competent authority for converting the land for educational purpose. Thereafter TNCP granted the said land use for educational purpose only. Therefore now the land can be used for educational purpose only.

AND WHEREAS the Council noted that the appellant purchased already diverted piece of land for commercial purpose and the society could obtain a CLU mentioning the purpose, for education only on 16.07.10 and by then NRC had already refused recognition. The Council also observed that it was mandatory for the appellant to forward a certified copy of the registered land document alongwith the application as per regulations 2009, whereas it submitted a notarized copy of the land document and this was not acceptable. In view of above the Council came to the conclusion that there was no justification in accepting 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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 30-04-10 was confirmed.

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

(Hasib Ahmad)

Member Secretary

1. The Secretary, Dronacharya Educational Society, Dorba Darri Road, Xorba - 495678,
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.89-611/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Jalpaiguri Dooars Primary Teacher Training Institute, Jalpaiguri, West Bengal dated 01/06/2010 is against the Order No. ERC/7-106.4.12/2010/3832 dated 30/04/2010 of the Eastern Regional Committee, refusing recognition for conducting D.Ed course on the grounds "1) The Principal appointed in this institution is on contractual basis which is admissible only in superannuation cases and is not as per NCTE norms. 2) The experience certificate too seems to be an interpretation to shield the earlier mistake."

AND WHEREAS the Correspondent, Jalpaiguri Dooars Primary Teacher Training Institute (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Sandip Khan, President, Jalpaiguri Dooars Primary Teacher Training Institute, Jalpaiguri, West Bengal presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant institution never appointed a contractual Principal nor any retired person as Principal after getting the 7(9) letter from ERC. The appellant institution has appointed a regular Principal who is also having requisite experience as per NCTE norms.; The experience certificate issued by the authority of SVPTC English Medium College and consecutive letter issued by the same college clearly stated the period during which the appointed Principal worked as Principal in that college. Hence no contradiction arises in this regard.

AND WHEREAS the Council noted that ERC issued letter of intent prior to grant of recognition under clause 7(9) of NCTE regulations on 20.11.09 and in response to this, the appellant forwarded the faculty profile vide their letter dt. 07.12.09. Thereafter ERC vide letter dt. 08.01.10 sought some clarification with regard to the staff and for this it submitted the reply on 25.01.10. It further noted that Dr. Anshuman Das had been appointed on regular basis as Principal and he was qualified as per norms. The said principal obtained 'NOC' for applying to the post of principal from the serving institution and on his appointment as principal in the appellant institution Dr. Anshuman resigned from the post of lecturer in SVPTC college on 10.01.10 and hence the experience certificate issued by SVPTC College stating that he worked as lecturer from 01.12.2004 to 31.12.09 is a valid one. Therefore, the Council was of the view that the refusal of recognition of the institution was not in order and there was adequate ground to accept the appeal for issue of formal recognition order.

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. Accordingly, the appeal was accepted and ERC's order dated 30-04-10 was reversed with direction to

the ERC to issue formal recognition order under clause 7(11) of NCTE Regulations within 15 days of issue of this order.

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

(Hasib Ahmad)
Member Secretary

1. The President, Jalpaiguri Dooars Primary Teacher Training Institute, Vill- Ghagra Po9- Alipurduar, Jalpaiguri - -, West Bengal

2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.

3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.

4. PS to Chairperson

5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-609/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Kai Atmaram Dattagi Mane D.Ed. College, Sangli, Maharashtra dated 03/06/2010 is against the Order No. WRC/APW04562/1221079/133rd/2010/67529 dated 03/05/2010 of the Western Regional Committee, rejecting the application for grant of recognition for conducting D.Ed course on the ground "The institution did not have the land on the date of making of application as required in the NCTE Regulations."

AND WHEREAS the Correspondent, Kai Atmaram Dattagi Mane D.Ed. College (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Mr. Pradeep, Precedent, Kai Atmaram Dattagi Mane D.Ed. College, Sangli, Maharashtra presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant was in possession of rented premises on the date of application i.e. on 26.12.2006 and the appellant had submitted rent deed 19.12.2006 regarding land and building at Sawantpur bearing Gat No. 859. During the pendency of application, the appellant changed the premises from Sawantpur to Palus as it had acquired the required land and building on 30 years' registered lease vide registered lease deed dated 05.12.2007 and this change was accepted by the WRC and the visiting team was sent to the new premises on 12.07.2008.

AND WHEREAS the Council noted that the WRC initially refused the recognition to the institution on 15.03.09 and closed the file of the institution on the ground of a policy decision taken by NCTE in view of the negative recommendation of the Maharashtra State Govt. Aggrieved by this decision the institution filed a writ petition before the Hon'ble High Court of Bombay and the Court vide their judgment dated 15.02.10 disposed the petition with the direction to WRC to consider the application for the ensuing year. In the light of the Court directions the WRC re-considered the case and refused recognition on the above stated ground. With regard to the refusal ground it was noted that at the time of submission of application it was having 3506 sq. ft. of area at Gat No. 859 at Sawantpur and this land was transferred for use of the society by swearing in before notary and this way of transfer of land was not acceptable. Further the land was also inadequate. Even the visiting team that visited the institution reported the availability of 589 sq. mt. of land on lease basis for 3 years and this land was highly inadequate and it showed to the team only a photocopy of the 'live and license agreement' dt. 05.12.07, whereas copy of the same land document submitted alongwith the appeal mentioned the period of lease as 30 years. On perusal of two documents, it was apparent that some tampering of the document has been done. In view of above, the Council came to the conclusion that there was no justification in accepting the appeal and hence it should be rejected.

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 03-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Chairman, Kai Atmaram Dattagi Mane D.Ed. College, Plot No.1942, Palus, Sangli - -, 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.

27/08/2010

ORDER

WHEREAS the appeal of Kailash Devi Shravan Kumari Mahavidyalaya, Jalaun, Uttar Pradesh dated 31/05/2010 is against the Order No. NRC/NCTE/F-3/NRCAPP298/158 Meeting/2010/21614 dated 08/05/2010 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed course on the ground "The reply of the institution regarding deficiencies has been received after the due date."

AND WHEREAS the Correspondent, Kailash Devi Shravan Kumari Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Dr. Bhasker Awasthi, Manager, Kailash Devi Shravan Kumari Mahavidyalaya, Jalaun, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the petitioner submitted documents removing all the deficiencies on 19/04/2010 within the period of about 70 days i.e. only 10 days later.

AND WHEREAS the Council noted that NRC vide its deficiency letter dt. 09.02.10 inter-alia informed the institution to submit certified copy of the land document, FDRs for Rs. 5 Lakh and Rs. 3 Lakh within 60 days. The institution submitted its reply on 19.04.10 i.e. after the stipulated period of 60 days. The Council further examined the reply forwarded by the institution and noted that the it obtained certified copy of the Registered land document only on 15.04.10, CLU from Nagar palika office on 16.04.10; created FDRs for Rs. 5 Lakh and Rs. 3 Lakh on 12.04.10 in Allahabad Bank and all these documents were not available on the date of the submission of the application, as required as per regulations 2009. In view of above the Council came to the conclusion that there was no justification in accepting the appeal and that 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 that it should be rejected. Accordingly, the appeal was rejected and NRC's order dated 08-05-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. The Manager, Kailash Devi Shravan Kumari Mahavidyalaya, Plot No. 301, Churkhi Road,
VPO-Jalaun, Jalaun - 285123, 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.

27/08/2010

ORDER

WHEREAS the appeal of Lakhmi Chand Patwari College of Education, Baghpat, Uttar Pradesh dated 07/06/2010 is against the Order No. NRC/NCTE/F-3/UP-1213/157 Meeting/2010/20242 dated 13/04/2010 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed course on the ground "The Institution has not replied letter F.NO./ NRC/ NCTE/ F-3/ UP-1213/ 137 Meeting/ 2009/7252-22 dated 30 March 2009."

AND WHEREAS the Correspondent, Lakhmi Chand Patwari College of Education (hereinafter referred to as the appellant), preferred an appeal dated 07/06/2010 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 Shri Mukesh Jain, Secretary and Shri Kamlesh, Assistant, Lakhmi Chand Patwari College of Education, Baghpat, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the appellant submitted its reply on 09.04.09 in response to the NRC's letter dt. 30.03.09. It also submitted a reply to the NCTE Hqrs on 08.01.07 by registered post in compliance with NCTE Hqrs deficiency letter dt. 27.12.06, that was issued on the basis of an inspection report conducted under section 13 of the NCTE Act.

AND WHEREAS the Council noted that the NRC on the direction of NCTE Hqrs issued a show cause notice on 30.03.09 for certain inadequacies pointed out by the inspection team in its report dt. 31.07.06 for making a written representation within a month. The institution claimed that it had replied to this notice of NRC and also showed the receiving stamp of NRC. However the same is not available on NRC's file. 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 NRC for considering the reply dated 09-04-09 of the institution (a copy of the reply dt. 09.04.09 of the institution is now placed in NRC's file for its consideration).

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 13-04-10 and remand the case to NRC for consideration of the reply of the institution dated 09-04-09 and for further decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Lakhmi Chand Patwari College of Education, Baghpat, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The Secretary, Lakhmi Chand Patwari College of Education, Delhi Baghpat Road,
Dundhera, Khekra, Baghpat - -, 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.89-614/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Maratha Shikshan Prasarak Mandal Adhyapak Vidyalaya, Sangli, Maharashtra dated 02/06/2010 is against the Order No. WRC/APW03909/122818/133rd/2010/67516 dated 03/05/2010 of the Western Regional Committee, refusing recognition for conducting D.Ed course on the ground "The institution did not have land on the date of making of application as required in the NCTE Regulations."

AND WHEREAS the Correspondent, Maratha Shikshan Prasarak Mandal Adhyapak Vidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 07/06/2010 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 Shri Sampatrao, Chairman, Maratha Shikshan Prasarak Mandal Adhyapak Vidyalaya, Sangli, Maharashtra presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that the society did have land as well as the building measuring 1169 sq.mt. at the time of submission of the application. The WRC never raised this objection any time earlier. The show cause notice issued on 06.09.2008 was also completely silent on this ground and hence no opportunity was given to it, for making a representation as per provisions of the section 17 of the NCTE Act.

AND WHEREAS the Council noted that the appellant's case initially refused by the WRC on the policy decision taken by the NCTE, not to grant recognition for D.Ed. course in the State of Maharashtra, in view of the negative recommendation of the State Govt. Aggrieved by this decision, the appellant filed writ petition before the Hon'ble High Court of Bombay and the court vide its judgment dt. 23.02.10 directed the NCTE to consider the application for ensuing year in accordance with law. Subsequent to the court judgment WRC considered the application of the institution and rejected on the ground Stated above and it was a fact that this ground was never show caused before the institution. In view of this the Council came to the conclusion that the case may be remanded to WRC for issuing a show cause notice on the ground stated in the refusal order and for further decision thereafter.

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 03-05-10 and remand the case to WRC for issuing a show cause on the ground stated in the refusal order and for further decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Maratha Shikshan Prasarak Mandal Adhyapak Vidyalaya, Sangli, Maharashtra to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

- 1. The President, Maratha Shikshan Prasarak Mandal Adhyapak Vidyalaya, Gut No.561, At. Post Atpadi Taluka-Atpadi , Sangli - 415301, Maharashtra**
2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Western Regional Committee, Maznas Bhawan, Shayamala Hills, Bhopal - 462002.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.

27/08/2010

ORDER

WHEREAS the appeal of NRI College of Teacher Education, Gwalior, Madhya Pradesh dated 18/05/2010 is against the Order No. WRC/NCTE/2010/RL-66301 dated 22/03/2010 of the Western Regional Committee, rejecting the application for grant of recognition for conducting D.EL.Ed course on the ground "As per MIS & On line application the institution has not running D.Ed. First intake and as per on line application not mentioned details of existing teacher training courses. So the institution is not eligible to apply for Increase intake in D.EL.Ed. course."

AND WHEREAS the Correspondent, NRI College of Teacher Education (hereinafter referred to as the appellant), preferred an appeal dated 24/05/2010 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 Kuldeep Singh, Registrar and Shri Manish Kumar, Officer, NRI College of Teacher Education, Gwalior, Madhya Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that WRC it self mentioned in rejection letter that institute does not conduct basic unit of D.Ed. and further there is no evidence as per MIS and online application information that institute is conducting D.Ed. course. The online application submitted by institution is only for first time recognition. Institute has already mentioned about this in their covering letter that "application for new recognition."

AND WHEREAS the Council perused the downloaded online application and the affidavit and an undertaking submitted therewith and noted that the application was for grant of recognition for basic unit of D.El.Ed. and not for an additional unit. Further WRC without seeking any clarification with regard to the nature of the course, straightway rejected the application on the ground that the application for an additional unit of D.Ed. could not be considered as the institution had not been conducting any D.Ed. programme was not in order. 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 the WRC for further processing of the application for Basic unit of D.Ed. course, 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 22-03-10 and remand the case to WRC for further processing of the application for basic unit of D.Ed. course, on merit.

NOW THEREFORE, the Council hereby remands back the case of NRI College of Teacher Education, Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. **The Secretary, NRI College of Teacher Education, 245/Min-5, Jhansi Road, Braghata, 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.

27/08/2010

ORDER

WHEREAS the appeal of Somani College, Gwalior, Madhya Pradesh dated 17/05/2010 is against the Order No. WRCAPP223/REJECTION/133/2010/67422 dated 29/04/2010 of the Western Regional Committee, rejecting the application for grant of recognition for conducting D.E.C.Ed course on the grounds "1) The original application for D.E.C.Ed cannot be considered for D.El.Ed, as requested by the institution. 2) In response to the deficiency letter issued for D.E.C.Ed, the institution submitted documents for D.El.Ed, which is not acceptable for D.E.C.Ed."

AND WHEREAS the Correspondent, Somani College (hereinafter referred to as the appellant), preferred an appeal dated 17/05/2010 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 Bhom Sain, Member, Somani College, Gwalior, Madhya Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that due to misunderstanding the application was filed up by the appellant for D.E.C.Ed course, when it came to know about this mistake from Mr. Bhim Sain Chairman of Shri Sai Baba College of Education, the appellant immediately sent a application on 31.10.09 for amendment of the course D.El.Ed in place of D.E.C.Ed.; further in reply to the deficiency letter also it requested WRC to process the application for D.El.Ed. course.

AND WHEREAS the Council noted that the appellant Society filed two applications in the year 2009 for D.E.C.Ed. course one in the name of 'N.K. Somani College, Gwalior' and the other in the name of 'Somani College, Gwalior'. In both the cases it requested to consider the application for D.El.Ed. course. The former institution's appeal was heard on 24.06.10 and the appellate authority remanded the case to WRC for processing of the application for D.El.Ed. course. It further noted that the appellant was not eligible to file two applications in the same year as per regulations 2009. The inadvertency while filling up the application may be acceptable in one case, but not in repeated situation/case. In view of above the Council came to the conclusion that there was no justification in accepting 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 that it should be rejected. Accordingly, the appeal was rejected and WRC's order dated 29-04-10 was confirmed.

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

(Hasib Ahmad)
Member Secretary

1. **The Secretary, Somani College, Plot No. 64/4, Jhansi Road, Sikroda, Post Office - Antri,, 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.

27/08/2010

ORDER

WHEREAS the appeal of SSM PG College, Mahamaya Nagar, Uttar Pradesh dated 04/06/2010 is against the Order No. NRC.NCTE/F-3/NRCAPP313/159 Meeting/2010/22269 dated 15/05/2010 of the Northern Regional Committee, refusing recognition for conducting D.El.Ed course on the grounds "1) Registered Land documents is not certified. 2) Original FDRs of Rs.5 lakh and Rs. 3 lakh are not submitted."

AND WHEREAS the Correspondent, SSM PG College (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Shailendra Yadav, Secretary, SSM PG College, Mahamaya Nagar, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that copies of registered land documents for Khasra no. 457 & 458 duly certified by the Sub-Registrar, Tehsil-Sadabad, Distt. Mahamaya Nagar were submitted to NRC. Further FDRs were also submitted to NRC vide letter dated 26.04.2010 and NRC returned the original FDRs of Rs. 5 lakh and Rs. 3 lakh alongwith the refusal order dt. 15.05.10.

AND WHEREAS the Council noted that the registered land documents certified by the sub-registrar office on 28.08.09 were available in NRC's file and further FDRs for Rs. 5 lakh and Rs. 3 lakh created on 28.10.09 were also submitted to the NRC and the NRC in the refusal letter dt. 05.05.10 clearly mentioned the FDR Nos that were being returned with. 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 NRC 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 enough ground to accept the appeal, set aside NRC's order dated 15-05-10 and remand the case to NRC for further processing on merit. Accordingly, the appeal was accepted and the case was remanded to the NRC.

NOW THEREFORE, the Council hereby remands back the case of SSM PG College, Mahamaya Nagar, Uttar Pradesh to the NRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The Secretary, SSM PG College, Plot No.458, Vill-Makanpur, Post- Jalesar Road, Tehsil-Sadabad, Mahamaya Nagar - 281304, 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.89-617/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Subharati Institute of Management & Information Technology, Meerut, Uttar Pradesh dated 04/06/2010 is against the Order No. NRC/NCTE/F-3/UP-3118/159 Meeting/2010/21423 dated 06/05/2010 of the Northern Regional Committee, refusing recognition for conducting M.Ed course on the ground "Deficiencies communicated to the Institute vide letter number F- NRC/NCTE/F-3/2010/19868 dated 13 April 2010 still exist."

AND WHEREAS the Correspondent, Subharati Institute of Management & Information Technology (hereinafter referred to as the appellant), preferred an appeal dated 04/06/2010 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 Shri Sandeep Kumar, Head, Subharati Institute of Management & Information Technology, Meerut, Uttar Pradesh presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that NRC vide order dt. 06-06-09 initially refused recognition to the institution against which an appeal was preferred and the Appellate Authority vide its order dt. 07.08.09 rejected the appeal on the ground that the institution was not in possession of land as per regulations 2007, The appellant filed a writ petition before the Hon'ble High Court of Allahabad contesting the ground on which the appeal was rejected and the Court vide their judgment dt. 13.11.09 disposed of the petition with a direction to the NCTE that in case the petitioner files fresh application for recognition the regional committee shall consider the same and pass appropriate order in accordance with law within a period of two months. In pursuance of the Court directions the appellant submitted an application on 09.12.09. Thereafter the NRC issued a deficiency letter on 12-4-10 and the institution submitted its reply on 14.04.10 and also on 24.04.10. Despite this submission the NRC refused recognition on the ground that "deficiencies still exist" Aggrieved by the decision of NRC, the appellant filed a fresh writ petition before the Hon'ble High Court of Allahabad and the Court vide their order dt. 19.05.10 set aside NRC's decision and directed NRC to take a fresh decision expeditiously, preferably within a period of six weeks from the date of filing of certified copy of the order. Accordingly, the appellant on 22.05.10 moved a fresh application to NRC for its consideration and also submitted an appeal on 04.06.10 alongwith a copy of certified copy of valid land document, CLU, letter of approval and the building plan indicating course wise demarcated area.

AND WHEREAS the Council taking into account the submission made by the appellant noted that the Court vide its order dt. 19.05.10 directed NRC for taking a fresh decision and the NRC has not yet finally disposed the case in compliance with the court direction. Hence,

the Council felt that the appeal cannot be considered at this stage and treated as disposed accordingly.

(Hasib Ahmad)
Member Secretary

1. **The Prinicpal, Subharati Institute of Management & Information Technology, VPO- Maliyana, Tehsil- Meerut, 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.89-616/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Suniti Educational Trust, Nadia, West Bengal dated 02/06/2010 is against the Order No. ERC/7-101.8(1).5/2010/3995 dated 15/05/2010 of the Eastern Regional Committee, refusing recognition for conducting B.Ed course on the ground "The institution has not submitted any reply to the deficiency letter issued by the office vide No.3109 dated 23.01.2010 within the stipulated period."

AND WHEREAS the Correspondent, Suniti Educational Trust (hereinafter referred to as the appellant), preferred an appeal dated 07/06/2010 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 Dr. Deep Kumar, Chairman and Prof. Kamal Kumar, Academic Director, Suniti Educational Trust, Nadia, West Bengal presented the case of the appellant institution on 21.07.10. In the appeal and during personal presentation it was submitted that ERC's deficiency letter dt. 23.01.2010 had not been served upon the appellant through postal department. Further the appellant vide their letter dt. 18.02.10 informed ERC that it was learnt that a letter had been issued to the institution; however the same has not been received by them till date and requested for sending a copy of that letter to the institution. But ERC did not send any reply to this letter and straight away rejected the application on the ground that reply to the deficiency letter was not submitted with in the stipulated period.

AND WHEREAS the Council noted that the deficiency letter dt. 23.01.10 addressed to the society was returned undelivered to ERC; It appeared that ERC E-mailed the deficiency letter, but that was also not received by the appellant. 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 the ERC for re-issuing the deficiency letter and for further action thereafter.

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 15-05-10 and remand the case to ERC for re-issuing the deficiency letter and for further action thereafter.

NOW THEREFORE, the Council hereby remands back the case of Suniti Educational Trust, Nadia, West Bengal to the ERC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The Chairman, Suniti Educational Trust, Plot No. 6763,6853,6856, Street- Barrackpor Kly
Express Way Vill- Kalyani, Nadia - -, West Bengal

2. The Secretary, Ministry of Human Resource Development, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Eastern Regional Committee, 15, Neelkanth Nagar, Nayapalli, Bhubaneswar - 751 012.
4. PS to Chairperson
5. The Secretary, Education (looking after Teacher Education) Government of West Bengal, Kolkata.

F.No.89-322/2010-Appeal
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

27/08/2010

ORDER

WHEREAS the appeal of Indore Mahavidyalaya, Indore, Madhya Pradesh dated 24/04/2010 is against the Order No. WRC/222031/223123/225009/131st/65515 dated 26/02/2010 of the Western Regional Committee, withdrawing recognition for conducting D.Ed (intake 150), B.Ed. (intake 100) & M.Ed. (intake 25) course on the ground "The institution contravened clause 8(13) of the NCTE Regulations 2007 as it did not fulfill the prescribed norms and standards of NCTE in respect of land, building, library and teaching staff."

AND WHEREAS the Correspondent, Indore Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 27/04/2010 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 Girdhar Nagar, Chairmen, Indore Mahavidyalaya, Indore, Madhya Pradesh presented the case of the appellant institution on 21.05.10. In the appeal and during personal presentation it was submitted that (1) the appellant's college was granted recognition for starting B.Ed. course vide WRC's order dt. 29.08.03 under section 14(1) of the Act; D.Ed course, recognition was granted under section 15(1) of the Act by WRC vide its order dt. 16.11.04 and for M.Ed. course, recognition was granted on 04.04.07. (2) In compliance with the directions of High Court of Madhya Pradesh at Jabalpur issued in W.P. No. 6146/2008, NCTE Hqrs caused an inspection of the institution and submitted its report to the Court mentioning that "the institution may continue as a recognized institution"; (3) subsequent to this, the WRC issued show cause notice on 28.12.09 under section 17(1) of the Act; as the show cause notice was illegal, arbitrary and without jurisdiction, the appellant had challenged the same before the Indore Bench of High Court of M.P. Hon'ble High Court, and the court disposed the matter by an order dt. 03.02.10 and directed the WRC to receive the reply to show cause notice by the appellant along with all the relevant documents and consider the same and thereafter to pass a detailed and speaking order; the WRC after receiving the reply withdrew, the recognition for D.Ed (intake 150), B.Ed. (intake 100) & M.Ed. (intake 25) course vide its order dt. 26.02.10; (4) With regard to withdrawal ground it was submitted that the appellant institution was established in the year 2003 and the last recognition and permissions were granted to the appellant institution in the year 2006 and, therefore, the Rules and Regulations of 2006 will be applicable to the appellant institution and not the Rules and Regulation of 2007 or of thereafter; the appellant institution is complying with all the revised norms and standards for the course of training in teacher education; it was having 25550 sq. ft. of built-up area; 11,265 books in total (for D.Ed. – 4665; B.Ed. -3595, M.Ed. – 3005); as per college code 28 it was having a principal and 7 lecturer for B.Ed. course; one reader, an HOD and 3 lecturers for M.Ed. course.

AND WHEREAS the Council noted that the appellant institution has been conducting D.Ed. (150 intake), B.Ed. (100 intake) and M.Ed. (25 intake) programmes with the due recognition of NCTE and affiliation of the examining bodies; the institution was inspected by

a team sent by the NCTE Hqrs on 10.02.09 and the report furnished the details of land, built-up area, books & faculty etc. only for the B.Ed. programme. It did not mention any other programme. Hence, the regional office can not take this report as the basis for analysis of infrastructure and instructional facilities availability for conducting multiple course and multiple units i.e. D. Ed. (3 units), B.Ed. (1 unit) and M.Ed. (1 unit). In compliance to the Jabalpur Court direction only recognition status of B.Ed. colleges in the State of Madhya Pradesh that have already been functioning with the recognition of WRC was ascertained by way of an inspection, but not for other courses. To ascertain the infrastructure and instructional facilities availability for all these courses an inspection under section 17 of the NCTE Act was detailed on 16th Sep'09 by WRC. The visiting team in its report mentioned that *"when we were informed by Mr. Giridhar Nagar of Indore Mahavidyalaya, that he had approached the Hon'ble Court of Indore against our visit/ inspection and suggested that we stay back at the hotel where he will reach the orders by 12 noon. We went to the College and reached there at about 10.30 am where we found that there were about five staff members but no teacher was present as we were told they were on strike. As we started our discussion, Mr. Nagar started showing papers and also took us around the classrooms and library. As we came back to Mr. Nagar's room we were informed by Mr. Nagar that the case was admitted by the Hon'ble Court and the Principal, who had arrived by that time, gave us a copy of court admission of the case along with a letter informing us that they would like to wait for the Hon'ble Court's decision, and not proceed with the inspection and hence we could not complete the inspection of the college."* The Court vide its order dt. 03.02.10 disposed the petition of the institution with a direction to the institution to file a supplementary reply on or before 11.02.10 and WRC to reconsider the matter after giving a personal hearing. In compliance with the Court order the institution submitted a reply on 10.02.10 inter-alia mentioning that as the case of the institution was pending in the Indore Bench of the Hon'ble High Court, it refrained from inspection for contempt of the court and sought any further suitable date for getting the inspection done with the permission of the Court. The Council perused the documents available in the NRC's files and noted that the institution was in acute shortage of infrastructure interms of land & built-up area. The Council however noted that WRC gave a written questionnaire to elicit response from the appellant in the form of yes or no only. It has not given a proper personal hearing in true spirit. In view of this, the Council came to the conclusion that the case may be remanded to the WRC, for giving a personal hearing to the appellant and taking a decision thereafter.

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 WRC dt. 26-02-10 and remanded the case to WRC for giving a personal hearing to the appellant and take a decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Indore Mahavidyalaya, Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The President, Indore Mahavidyalaya, Muley Tower, 164 MG Road, , Indore - , 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.

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

27/08/2010

ORDER

WHEREAS the appeal of Tagore Shiksha Mahavidyalaya, Indore, Madhya Pradesh dated 26/04/2010 is against the Order No. WRC/222033/223125/225010/131st/65520 dated 26/02/2010 of the Western Regional Committee, withdrawing recognition for conducting D.Ed (intake 100), B.Ed. (intake 100) & M.Ed. (intake 25) course on the grounds "1) The institution contravened clause 8(13) of the NCTE Regulations 2007 as it did not fulfill the prescribed norms and standards of NCTE in respect of land, building and teaching staff. 2) The institution contravened clause 8(11) of the NCTE regulations 2007 as it shifted the B.Ed and M.Ed courses without obtaining the prior permission of WRC."

AND WHEREAS the Correspondent, Tagore Shiksha Mahavidyalaya (hereinafter referred to as the appellant), preferred an appeal dated 27/04/2010 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 Prof. Sanjay Parikh, Director and Prof. Deepa Jain, Att. Directo, Tagore Shiksha Mahavidyalaya, Indore, Madhya Pradesh presented the case of the appellant institution on 21.05.10. In the appeal and during personal presentation it was submitted that (1) the appellant's college was granted recognition for starting B.Ed. course vide WRC's order dt. 02/12/2003 under section 14(1) of the Act; D.Ed course, recognition was granted under section 15(1) of the Act by WRC vide its order dt. 23/06/2005 and for M.Ed. course, recognition was granted on 10/11/2006. (2) In compliance with the directions of High Court of Madhya Pradesh at Jabalpur issued in W.P. No. 6146/2008, NCTE Hqrs caused an inspection of the institution and submitted its report to the Court mentioning that "the institution may continue as a recognized institution"; (3) subsequent to this, the WRC issued show cause notice on 28.12.09 under section 17(1) of the Act; as the show cause notice was illegal, arbitrary and without jurisdiction, the appellant had challenged the same before the Indore Bench of High Court of M.P. and the Hon'ble High Court disposed of the matter by order dt. 03.02.10 and directed the WRC to receive the reply to show cause notice by the appellant along with all the relevant documents and consider the same and thereafter to pass a detailed and speaking order; the WRC after receiving the reply withdrew, the recognition for D.Ed (intake 100), B.Ed. (intake 100) & M.Ed. (intake 25) course vide its order dt. 26.02.10. (4) With regard to 1st withdrawal ground it was submitted that the appellant institution was established in the year 2003 and the last recognition and permissions were granted to the appellant institution in the year 2006 and, therefore, the Rules and Regulations of 2006 will be applicable to the case to the appellant institution and not the Rules and Regulation of 2007 or of thereafter; the appellant institution is complying all the revised norms and standards for the course of training in teacher education. There is no specific finding of the WRC as to which norm of standard is not complied with by the appellant institution; the institution was having 44000 sq. ft. land and 20000 sq.ft. of built-up area at Arihant Nagar (**new premises**) and 34436 sq.ft. of land and 30000 sq. ft. of built up area at Ganji Compound (**old premises**); it was having a Principal and 8 lecturers for B.Ed. programme, an HOD, a reader and four lecturers for M.Ed. programme and 16 lecturers for

the D.Ed. programme; the teaching faculty has been approved by the affiliating body; 12221 books in total for all the three programmes; (5) With regard to second withdrawal ground, it was submitted that the appellant had applied on 19/04/2007 for shifting of B.Ed. and M.Ed course to new premises alongwith the requisite fee of Rs. 40,000/- and in July, 2008 he shifted to the new premises; as the shifting has been done with prior intimation to WRC then there is no contravention of clause 8(11) of NCTE Regulations. Even NCTE Hqrs. Inspection team inspected the new premises situated at Arihant Nagar.

AND WHEREAS the Council noted that the appellant institution has been conducting D.Ed. (100 intake), B.Ed. (100 intake) and M.Ed. (25 intake) programmes with the due recognition of NCTE and affiliation of the examining bodies; the institution was inspected by a team sent by the NCTE Hqrs on **10.02.09** and the report furnished the details of land, built-up area, book & faculty etc. only for the B.Ed. programme. It did not mention any other programme. Hence, the regional office can not take this report as the basis for analysis of infrastructure and instructional facilities availability for conducting multiple courses and multiple units i.e. D. Ed. (2 units), B.Ed. (1 unit) and M.Ed. (1 unit). In compliance to the Jabalpur Court direction only recognition status of B.Ed. Colleges that have already been functioning with the recognition of NCTE was ascertained by way of an inspection, but not for other courses. To ascertain the infrastructure and instructional facilities availability for all these courses an inspection under section 17 of the NCTE Act was detailed on 17th Sep'09. The visiting team in its report mentioned that "they were confirmed that the Hon'ble Court of Indore has served a notice to NCTE and as such they had to terminate the inspection and in this situation they could not write a fact based report." The Court vide its order dt. 03.02.10 disposed the petition of the institution with a direction to the institution to file a supplementary reply on or before 11.02.10 and WRC to reconsider the matter. In compliance with the court order the institution submitted a reply on 10.02.10 inter-alia mentioning that the institution has already submitted the fee of Rs. 40,000/- for change of premises for B.Ed. and M.Ed. programmes. In view of the above the Council came to the conclusion that the adequacy of the infrastructure and infrastructural facilities can be ascertained only on the basis of a fact based report by causing an inspection of the institution for D.Ed. course in the old premises and for B.Ed. & M.Ed. courses in the new premises and for further decision thereafter.

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 set aside the order of the WRC dt. 26-02-10 and remand the case to the WRC for causing a inspection of the institution for D.Ed. course in the old premises and for B.Ed. & M.Ed. courses in the new premises take further decision thereafter.

NOW THEREFORE, the Council hereby remands back the case of Tagore Shiksha Mahavidyalaya, Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)
Member Secretary

1. The President, Tagore Shiksha Mahavidyalaya, 14 Ganji Compound, Chimanbag Square,,
Indore - , 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.89-597/2010-Appeal

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

23/08/2010

ORDER

WHEREAS the appeal of Om Shiv Shankar Shiksha Evam Samaj Kalyan Samiti (National Education College), Gwalior, Madhya Pradesh dated 27/05/2010 is against the Order No. WRCAPP37/REJECTION/134/2010/68157 dated 18/05/2010 of the Western Regional Committee, rejecting the application of the institution for grant of recognition for conducting D.El.Ed course on the ground "CLU submitted by the institution was a photocopy of the notarized."

AND WHEREAS the Correspondent, Om Shiv Shankar Shiksha Evam Samaj Kalyan Samiti (National Education College) (hereinafter referred to as the appellant), preferred an appeal dated 03/06/2010 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 Shri Gur Dev Jeswani, Chairman, Om Shiv Shankar Shiksha Evam Samaj Kalyan Samiti (National Education College), Gwalior, Madhya Pradesh presented the case of the appellant institution on 13.07.10. In the appeal and during personal presentation it was submitted that in response to the deficiency letter dated 26.02.2010; he has submitted a photocopy of the duly notarised change of land use certificate with his reply dated 03.04.2010.

AND WHEREAS the Council noted that a photocopy of the communication for diversion of land for educational purposes issued by the M.P. Govt. on 29.03.2008 duly notarised on 09.04.2010 has been sent by the appellant to WRC. Since the appellant had the land use certificate issued prior to the date of application and he enclosed a copy thereof to his application, the Council came to the conclusion that the appeal deserved to be accepted the order of WRC set aside and the case remanded back to WRC for further processing on merits.

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 18-05-10 and remand the case to WRC for further processing on merits. Accordingly, the appeal was accepted and the case was remanded to the WRC.

NOW THEREFORE, the Council hereby remands back the case of Om Shiv Shankar Shiksha Evam Samaj Kalyan Samiti (National Education College), Gwalior, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.

(Hasib Ahmad)

Member Secretary

1. The Secretary, Om Shiv Shankar Shiksha Evam Samaj Kalyan Samiti (National Education College), kedarpur, Piproli Road, Shivpuri link Road,, Gwalior - 474001, 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.