



F.No.89-213/E-73713/2018 Appeal/8th Mtg.-2018/28th April, 2018

NATIONAL COUNCIL FOR TEACHER EDUCATION

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

Date:

3/5/18

ORDER

WHEREAS the appeal of Annie Besant College, 47-48, Precanco Colony, Rajendra Nagar, Annapurna Road, Indore, Madhya Pradesh - 452009 dated 06/04/2018 is against the Order No. WRC/APWO6715/223714/288th/2018/195774 dated 28/02/2018 of the Western Regional Committee, withdrawing recognition for conducting B.Ed. (Co.Ed.) course on the grounds that "consequent to the issue of Revised Recognition order, Show Cause Notice was issued on 03.01.2017. Institution in its reply has not submitted the staff list, Building Completion Certificate and additional FDR for Rs. 4.00 lakhs. Hence, Recognition is withdrawn from the academic session 2018-19. FDRs if any, be returned. Now, therefore, in exercise of the powers conferred U/S 17 of the NCTE Act, 1993, the recognition granted to the institution for conducting B.Ed. course is hereby withdrawn from the end of the academic session next following the date of order of withdrawal."

AND WHEREAS the appellant, aggrieved by the order of the W.R.C. dt. 28.02.2018 filed a W.P. (C) 3854/2018 before the Hon'ble High Court of Delhi at New Delhi. The Hon'ble High Court in their order dt. 20.04.2018 directed the Respondent to dispose of the petitioner's pending appeal expeditiously and preferably within the month of April.

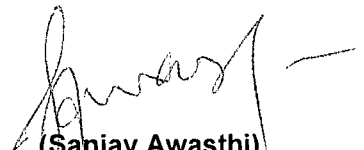
AND WHEREAS Sh. Mohit Yadav, President, Annie Besant College, 47-48, Precanco Colony, Rajendra Nagar, Annapurna Road, Indore, Madhya Pradesh - 452009 presented the case of the appellant institution on 28/04/2018. The appellant, enclosed copies of their letters dt. 05.04.2018 and dt. 09.03.2018 sent to the W.R.C. clarifying therein that they have submitted the list of faculty approved by the affiliating body even before the issue of the Show Cause Notice and also the building completion certificate. In that letter the appellant clarified that as theirs was an old college, they are not required to submit an additional F.D.R. for Rs. 4 lakhs and nowhere in the notices or revised recognition order it was demanded from them. The appellant in the course of presentation submitted a faculty list for their B.Ed.

countersigned by the Registrar, Devi Ahilya University, Indore, a copy of the building completion certificate dt. 24.01.2017 on the letter head of Nagar Palika Nigam and also a copy of the F.D.R. for Rs. 4 lakhs dt. 27.04.2018 jointly held with the Regional Director, W.R.C.

AND WHEREAS the Committee noted that the file of the W.R.C. contains copies of the faculty list and the Building Completion Certificate submitted by the appellant in appeal. In these circumstances, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider these documents and issue an appropriate revised order. The appellant is directed to forward to the W.R.C., the F.D.R. for Rs. 4 lakhs dt. 27.04.2018 within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

AND WHEREAS after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Committee concluded that the matter deserved to be remanded to the W.R.C. with a direction to consider these documents and issue an appropriate revised order. The appellant is directed to forward to the W.R.C., the F.D.R. for Rs. 4 lakhs dt. 27.04.2018 within 15 days of receipt of the orders on the appeal. In the meanwhile, the order of withdrawal shall be kept in abeyance.

NOW THEREFORE, the Council hereby remands back the case of Annie Besant College, 47-48, Precanco Colony, Rajendra Nagar, Annapurna Road, Indore, Madhya Pradesh to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. The Secretary, Annie Besant College, 47-48, Precanco Colony, Rajendra Nagar, Annapurna Road, Indore, Madhya Pradesh – 452009.
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. The Secretary, Education (looking after Teacher Education) Government of Madhya Pradesh, Bhopal.



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F.No.89-214/E-73856/2018 Appeal/8th Mtg.-2018/28th April, 2018
NATIONAL COUNCIL FOR TEACHER EDUCATION
Hans Bhawan, Wing II, 1, Bahadurshah Zafar Marg, New Delhi - 110 002

Date: 3/5/18

ORDER

WHEREAS the appeal of Nagpur Sharirik Shikshan Mahavidyalaya, Nagpur, Dr. Munje Marg Dhantoli, Nagpur, Maharashtra - 440012 dated 06/04/2018 is against the Order No. WRC/APW0208/114062/B.P.Ed./MH/290th /2018/196995 dated 06/04/2018 of the Western Regional Committee, withdrawing recognition for conducting B.P.Ed. course on the grounds that "The case file was seen. Consequent to the issue of Revised Recognition order dated 31.05.2015 followed by a Show Cause Notice dated 11.11.2016. The institution has not replied so far. Hence, Recognition is withdrawn from the end of the next academic session."

AND WHEREAS Dr. Deepak P. Kavishwar, Principal and Dr. Tapan Dutta, Assistant Professor, Nagpur Sharirik Shikshan Mahavidyalaya, Nagpur, Dr. Munje Marg Dhantoli, Nagpur, Maharashtra - 440012 presented the case of the appellant institution on 28/04/2018. In the appeal and during personal presentation it was submitted that "we had received revised order No.WRC.OAPWO208.11406 2.2015147305 Dt.31.05.2015 for which we have replied Online via our college web site i.e.www.nssmngp.org. We have also submitted documents via online dt.09.11.2016 and the hard copies of the said documents were dispatched by post bearing No.NSSM1916.16 Dt.09.11.2016. After that we received show cause Notice Dt.11.11.2016. We have also replied to show cause notice on Dt.11.11.2016 via post bearing dispatch No.NSSM.1919.1.16 on 16.11.2016. After seeing your Action Taken Report of the 290th Meeting we have sent all the documents again by post bearing dispatch No.NSSM.221.18 Dt.26.03.2018 and then after we have personally visited at your NCTE office Bhopal. We have again submitted a hard copy of the same by hand at your esteemed office on 28.03.2018 which was acknowledged by your office with a No.169079 Dt.28.03.2018. Ours is Grant In Aid College and as per the requirement we at the end of every year send a Self Appraisal Report of our

College. We have also submitted the affidavit which contains all necessary information. Hence it is humbly requested to kindly reconsider our case of withdrawing recognition of our College and Granting Recognition from the next Academic Session and oblige."

AND WHEREAS Appeal Committee noted that appellant is an institution getting grants-in-aid and conducting B.P.Ed. & M.P.Ed. programmes since academic year 1979-80. Committee further noted that after issuing revised recognition order dated 31.05.2015, the appellant institution was issued a Show Cause Notice dated 11.11.2016 asking the institution to submit (i) staff profile for session 2015-16 and (ii) notarised CLU/N.E.C./Building Plan/B.C.C. There is nothing on record in the regulatory file to prove that appellant institution had ever replied to this S.C.N. dated 11.11.2016 which was required to be replied within 21 days.

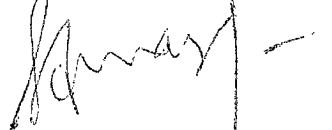
AND WHEREAS appellant on the other hand contends that reply to S.C.N was submitted to W.R.C., Bhopal by its letter dated 16.11.2016. Appellant has submitted a copy of its letter dated 16.11.2016 alongwith Appeal Memoranda as well as relevant extracts from its despatch register in support of its claim of having sent a reply to S.C.N.

AND WHEREAS Appeal Committee noted that appellant institution has submitted to W.R.C. on 13.04.2018 copy of list of faculty for the academic years 2015-16, 2016-17 and 2017-18 alongwith a copy of building plan, site plan, Completion Certificate (which is not in prescribed format). Without going into the merits of reply and noting that appellant is an old institution conducting B.P.Ed. and M.P.Ed. programmes since 1979-80, Appeal Committee is of the view that the matter is remanded back to W.R.C. for revisiting the case on the basis of reply dated 16.11.2016 to the S.C.N. Appellant is required to submit a copy of its reply (with enclosures) dated 16.11.2016 to W.R.C. within 15 days of the issue of Appeal orders.

AND WHEREAS after perusal of the Memoranda of Appeal, affidavit, documents on record and oral arguments advanced during hearing, Appeal Committee concluded that the matter is remanded back to W.R.C. for revisiting the

case on the basis of reply dated 16.11.2016 to the S.C.N. Appellant is required to submit a copy of its reply (with enclosures) dated 16.11.2016 to W.R.C. within 15 days of the issue of Appeal orders.

NOW THEREFORE, the Council hereby remands back the case of Nagpur Sharirik Shikshan Mahavidyalaya, Nagpur, Dr. Munje Marg Dhantoli, Nagpur, Maharashtra to the WRC, NCTE, for necessary action as indicated above.


(Sanjay Awasthi)
Member Secretary

1. **The Secretary, Nagpur Sharirik Shikshan Mahavidyalaya, Nagpur, Dr. Munje Marg Dhantoli, Nagpur, Maharashtra – 440012.**
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. The Secretary, Education (looking after Teacher Education) Government of Maharashtra, Mumbai.