

SOUTHERN REGIONAL COMMITTEE
NATIONAL COUNCIL FOR TEACHER EDUCATION
BANGALORE

Minutes of the 270th Meeting of SRC held at the
Conference Hall of NCTE, Bangalore on 13th July, 2014

The following Persons attended the Meeting:-

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| 1. | Shri S.Sathyam I.A.S (Retired) | - | Chairman |
| 2. | Prof. K. Dorasami | - | Member |
| 3. | Dr.M.P.Vijaykumar, | - | Member |
| 4. | Prof. M.S. Lalithamma. | - | Member |
| 5. | Dr. K.A. Hashim.
(Director, SCERT, Kerala) | - | Representative |
| 6. | Dr. M.V. Krishnamurthy
(Asst. Director, SCERT, Karnataka) | - | Representative |
| 6. | Dr. P. Revathi Reddy.
Regional Director | - | Non-Member
Convenor |

1.The following Members/Representative did not attend the Meeting.

Prof. Sandeep Ponnala, Member, Dr. (Smt.) Padma Sarangapani, Member,
and the Representatives of the Govts. of Andhra Pradesh, Tamilnadu,
U.T's of Lakshadweep, Pondicherry & Andaman & Nicobar Islands.

**SOUTHERN REGIONAL COMMITTEE
NATIONAL COUNCIL FOR TEACHER EDUCATION
BANGALORE
MINUTES OF 270th MEETING OF SRC-NCTE**

1	Confirmation of Minutes of 269th Meeting held on 01-02 – July 2014.	Confirmed
2	Action Taken Report (ATR) on the Minutes of 268th Meeting held on 04-05 th June, 2014.	Noted

Consideration of Court Cases – Composite Inspection Report: (Vol – 2)

SI N o.	Code No Course Name of the institutions State	Remarks				
1)	APS04155 APS05802 APS07624 APS04374 APS07393 APS06021 APS07745 APS05907 B.Ed M.Ed B.Ed-AI D.T.Ed D.T.Ed B.Ed M.Ed B.P.Ed Mother Theresa	Mother Theresa College of Education				
		SI.N o	Code /Course	Name of the institution	Recognition granted on	Remarks
		1	APS04155/ B.Ed	Mother Theresa College of Education, Mettusalai, Illipur, Pudukottai- 602102	Recognition granted on 06.07.2005	The institution stands recognized as on date
		2	APS05802/ M.Ed	Mother Theresa College of Education, Mettusalai, Illipur, Pudukottai-	Recognition granted on 08.11.2006	The institution stands recognized as on date
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College of Education, Illupura, Pudukottai, Tamilnadu. TN			6122102	recognition was granted on 09.02.2010 Enhancement of intake was permitted on 26.08.2010	
	3	APS07624/ B.Ed-A.I	Mother Terasa College of Education, Mettusalai, Illipur, Pudukottai	Recognition granted on 26.05.2008	Recognition withdrawn on 04.02.2010
	4	APS04374/ D.T.Ed	Mother Theresa Teacher Training Institute for women, Mettusalai, Illipur, Pudukottai-6122102	Recognition granted on 22.11.2005 Recognition accorded was continued on 17.03.2010	The institution stands recognized as on date
	5	APS07393/ D.T.Ed	Teresa Teacher Training Institute (Co-Ed), Veerappatti Panchayath, Illupur Post, Pudukkottai District – 622102	Recognition granted on 18.06.2007	The institution stands recognized as on date
	6	APS06021/ B.Ed	Mother Teresa College of Education for women, Mettusalai, Illupuram Post, Pudukottai – 622102, Tamilna	Recognition granted on 01.09.2006	Recognition withdrawn on 04.02.2010

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7	APS07745/ M.Ed	Mother Teresa College of Education for women, Mettusalai, Illipur, Pudukottai - 622102	Recognition granted on 27.09.2007	Recognition withdrawn on 04.02.2010
8	APS05907/ B.P.Ed	Mother Theresa College of Physical Education, Mettusalai, Illipur, Pudukottai- 6122102	Recognition granted on 21.10.2008	Recognition withdrawn on 04.02.2010
<p>As per the directions of MHRD to re-inspect all the institutions granted recognition by SRC in its 116th Meeting, as per the recommendation of Sri. Sathyam Committee reports, the re-inspection of the institutions were carried out on 17.12.2008.</p> <p>The VT report was placed before SRC in its 169th Meeting held during 12th – 13th January 2009 and SRC decided to issue show cause notice, accordingly, a show cause notice was issued to the institution on 06.03.2009. The institution submitted its reply on 29.04.2009, the same was considered by SRC in its 178th meeting held during 13th to 14th July 2009 and SRC decided to issue another show cause notice to the institution. Accordingly, a notice was issued to the institution on 31.07.2009. The institution submitted its written representation on 23.10.2009.</p> <p><i>SRC in its 187th Meeting held on 29-30, December, 2009, considered the matter and observed that according to the documents furnished by the Institution's management, they have a total built up area of only 39,172.36 sq.ft which can accommodate as per NCTE norms, only, one D.Ed, one B.Ed and one M.Ed programme. The committee decided to permit continuance of the earliest sanctioned programmes D.Ed (APS04374), B.Ed (APS04155) and M.Ed (APS05802) and further decided to withdraw all other teacher education programmes namely M.Ed (APS07745), B.Ed (APS06021), B.P.Ed (APS05907) and B.Ed-A.I (APS07624) for which no built up space is available in the campus as vouchsafed by the Management itself.</i></p> <p>As per the decision of SRC, withdrawal orders were issued for the institutions (APS06021, APS05907, APS07624, APS07745) on 04.02.2010</p>				

	<p>The institution filed writ petitions in the Hon'ble High Court of Judicature at Madras in W.P.No. 8583 and W.P.No. 8582 of 2010,</p> <p>The Hon'ble High court vide order dated 26.04.2010 had granted an interim stay of the operation of the said withdrawal orders and restricted the same till 14.06.2010.</p> <p>After one year and one month the petitioner moved miscellaneous petition, seeking extension of interim order .The petitioner had admittedly continued the courses even after expiry of the interim order.</p> <p>On 29.09.2011, the Hon'ble Court made the following order;</p> <p><i>This miscellaneous petition has been filed to extend the interim stay granted on 26.04.2010. Admittedly, the interim order expired on 16.06.2010. For more than one year, four months, the interim order is not in force when such is the position, this court is not in a position to extend the interim order. Further, considering the facts and circumstances of the case, this court directs the matter to be listed on 10.10.2011 for filing counter .consequently this M.P is dismissed.</i></p> <p>Duly signed Counter affidavit was sent to the advocate on 16.11.2011.</p> <p>The Honb'le High Court order dated 27.01.2012 in W.P. Nos 8582 & 8583 of 2010 and M.P.No.1 & 1 of 2010 is as under :</p> <p><i>'The writ petition is allowed. The impugned order dated 04.02.2010 is quashed and the case is remitted back to the Regional Director(in charge) of NCTE ,Southern Regional Committee for reconsideration of the matter after taking into consideration, the reply submitted and the points raised in the reply to the show cause notice by passing a detailed speaking order. Consequently, connected miscellaneous petitions are closed.'</i></p> <p>SRC, NCTE filed W.A.Nos.2272 and 2273 against the above mentioned order Writ appeals were admitted and stay of the learned judge's order was granted.</p> <p>Photocopies of the recognition orders pertaining to APS07745-M.Ed,APS06021-B.Ed, APS05907-B.P.Ed, APS07393-D.T.Ed,APS05802-M.Ed,APS04374-D.Ed and APS0 7624-B.Ed-A.I and the original inspection report was sent to the advocate ,Ramakrishnareddy on 24.03.2014 as per the request of the advocate.</p> <p>In response to the E-mail received from the advocate on 07.04.2014 seeking details of the seven courses offered by the trust, an email was sent on 08.04.2014 along with the supporting documents.</p> <p>On 21.04.2014, a letter was received from Ramakrishnareddy stating that the court</p>
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	<p>had directed the institution to file an affidavit , giving undertaking that no admissions will be made till fresh inspection of the institutions are made and fresh orders are passed and the matter is adjourned to 21.04.2014 for final orders. He had requested to inform the time required for causing fresh inspection and to pass fresh orders.</p> <p>On 23.04.2014, an email letter is received from the Mr.Ramakrishnareddy, advocate stating as under:</p> <p>Judgment has been delivered on 21.02.2014 in the writ appeals 2272 & 2273 dismissing the writ appeals and directing you to receive the inspection charges from the institutions by sending necessary demand directing the institutions to pay the inspection charges for each course for which recognition has been withdrawn (four courses).On receipt of the inspection charges please make arrangements to cause inspection and to pass fresh orders within six weeks from the date of receipt of the order .i.e from 21.04.2014.</p> <p>The Hon'ble High Court order dated 21.10.2014 in W.A.Nos.2272 and 2273 of 2012 is as under;</p> <p><i>'On a through consideration and appreciation of the rival submissions and materials placed before it, is of the considered opinion that there is no error apparent or infirmity in the impugned common order allowing the writ petitions. However to ensure the availability of infrastructure to run the institutions, the second respondent can arrange for a fresh inspection of all the institutions which the first respondent management is running as on date and if such inspection is required, the first respondent shall pay the inspection fee, on demand, if any made.</i></p> <p><i>In the result <u>these writ appeals are dismissed</u>, confirming the common order dated 27.01.2012 made in W.P.Nos. 8582 and 8583 of 2010 and the second appellant/respondent in the writ petition is directed to comply with the orders passed in the writ petitions as expeditiously as possible and <u>not later than six weeks from the date of receipt of the copy of this order</u>. It is made clear that till the final orders are passed by the second respondent, the first respondent/writ petitioner shall not admit students in respect of the courses for which recognition was withdrawn. No costs.</i></p> <p>As per directions, a letter was sent to Mr. B.P.Pandey, Under Secretary (legal), NCTE with respect to W.A.Nos. 2272 & 2273 in respect of Mother Theresa College of Education for Women along with a copy of the court order and brief of the case for further necessary action for filing SLP in the Hon'ble Supreme Court of India on 25.04.2014.</p>
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A letter dated 28.04.2014 has been received from the Mr .Ramakrishnareddy enclosing the original cause papers pertaining to the above matter for further course of action.

The SRC in its 266th meeting held on 2 May 2014 considered the Hon'ble High Court order dated 21.04.2014 and all other relevant documents and decided as under:

1. This is a case of existing institution, i) to cause inspection for B.P.Ed (APS05907) course and, 2). As directed by the Hon. High Court of Madras ii). to cause composite inspection for all the other 7 courses i.e. APS07745-M.Ed, APS04374-D.T.Ed, APS05802-M.Ed, APS07393-D.T.Ed, APS07624-B.Ed-AI, APS06021-B.Ed, APS04155-B.Ed courses under NCTE Act, to examine whether the Institutions fulfils all the requirements as per the norms, for the existing programme.

Accordingly, inspection intimation was sent to the institution on 21.05.2014. The inspection of institutions was conducted on 02.06.2014.

The detailed Composite Inspection Report-Annexure-I was placed before SRC in its 269th meeting held on 1-2 July 2014 and the committee decided to put up again on 13.07.2014 with details of cluster wise information.

As directed by competent authority, again re-inspection intimation was sent to the institution on 04.07.2014. The inspection of the institutions was conducted on 7-9 July 2014.

The detailed report was enclosed separately as Annexure-II

The Committee considered the VT report, and all the relevant documentary evidences and it was decided to serve Notice under NCTE Act for the following:

Fresh inspection ordered, based on new VT reporting the following observations are made:

APS0-4155, APS05802, APS07624 & APS04374 (Building No.1)

1. In Building No. 1, 4 courses are being run in one building. Total area required is 44,000 sft. ; but, area available is only 41,974 sft.
2. Building Completion Certificate is not approved by competent authority.
3. Approved staff list is not provided separately for each course.
4. Latest Encumbrance Certificate is required.

		<p><u>APS07393 (Building NO.2)</u></p> <ol style="list-style-type: none"> 1. Building Completion Certificate is not approved by competent authority. 2. Approved staff list is not provided. 3. Latest Encumbrance Certificate is required. <p><u>APS06021 & APS07745 (Building NO.3)</u></p> <ol style="list-style-type: none"> 1. Building Completion Certificate is not approved by competent authority. 2. Approved staff list is not provided. 3. Latest Encumbrance Certificate is required <p><u>APS05907 (Building NO.4)</u></p> <ol style="list-style-type: none"> 1. Earmarked 8 acre area is not there. 2. Approved staff list is not provided 3. Building Completion Certificate is not approved by competent authority. 4. Latest Encumbrance Certificate is required. <p>In view of the above, the Committee decided to issue a Notice to the institution as to why the recognition be not withdrawn and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21 days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter; failing which action will be taken including the withdrawal of recognition, based on the records available with no further notice.</p>
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Consideration of Court Cases: (Vol – 1)

Sl No.	Code No Course Name of the institutions State	Remarks
2)	APS02213 B.Ed Prasanna College of	<p>Prasanna College of Education, Ujire, Belthangadi Taluk, Dakshina Kannada District – 574240, Karnataka</p> <p>Prasanna College of Education, Ujire, Belthangadi Taluk, Dakshina Kannada District</p>

Education, Dakshina Kannada District, Karnataka KA	<p>– 574240, Karnataka was granted recognition for secondary (B.Ed) Course of one year vide order F.SRO/NCTE/B.Ed/2004-2005/8964 dated 01/12/2004 with an annual intake of 100 students with a condition to shift its own premises/ building within three years from the date of recognition (in case the course is started in rented premises).</p> <p>A letter is received from the Research Officer, NCTE,HQ vide No.F.64-82/2012/NCTE/Legal/A52573 dated 08/06/2012 is received by this office on 13/06/2012 regarding defending the case in W.P.No.1914/2012 filed by Smt.Ranjini Kundar T.K. Vs. State of Karnataka and others before the Hon'ble High Court of Karnataka. The petitioner is aggrieved by the action of university for not declaring the result of the petitioner admitted in the college, viz., Prasanna College of Education for the session 2009-10. The matter was listed for hearing on 15.05.2012.</p> <p>A letter was sent to the Mr. Ashok Haranahalli (advocate) on 18/06/2012.</p> <p>In the meanwhile, a letter is received on 31/12/2012 from Sri.S.L.Manjappa, Principal of Prasanna College of Education submitting his resignation on 13/12/2012.</p> <p>From the file, it is observed that Prasanna College of Education Ujire, Belthangadi Taluk, Dakshina Kannada District – 574240, Karnataka was granted recognition on 1/12/2004 with a condition to shift to its own premises within 3 years and so for the institution has not submitted any request for shifting of premises even after a lapse of 8 years.</p> <p>The SRC in its 241st meeting held on 29th – 31st March 2013 and 1st April 2013 considered the matter and all the relevant documentary evidences and it was decided to serve Show Cause Notice under NCTE act and Notice was issued to the institution on 16/05/2013 for the following deficiency:-</p> <ul style="list-style-type: none">• The institution was given recognition on 01/12/2004 in a temporary premises with a specific condition that the institution should move to a permanent premise within a period of three years i.e., on or before 01/12/2007. Even after a lapse of time period of 8 years 4 months, the management has not shifted its own building/move to its own building. <p>The institution submitted reply vide letter dated 10.06.2013 as under:-</p> <p><i>It is true that our trust has availed recognition from NCTE for secondary (B.Ed) course of one year vide order dated F.SRO/NCTE/B.Ed/2004-2005/8964 dated 01/12/2004. The recognition was granted subject to a condition within 3 years i.e., on or before 01/12/2007. After granting of recognition we have started the B.Ed course in a rented premises and to fulfill the conditions incorporated in the recognition we have proceeded to construct the permanent building in the property belongs to the trust at Laila Village of Belthanhady Taluk. During the course of construction and the building reaches it's final stage when yet to ready for shifting of the institution, the tiles laid to the floors of the building began to heave up and</i></p>
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	<p><i>caused injury to a laborer As the building is constructed for running B.Ed college and where number of students are gathering, we have decided not to shift the college to the said premises. In order to give protection to the students and to avoid unpleasant eventualities, we have decided to continue the college on the rental premises by paying heavy rent even though we have taken sufficient strain to transfer the college to the full pledged building.</i></p> <p><i>In addition to that on verification we found that the have up tiles of the said building is due to the supply of substandard tiles by the company. So we have initiated legal steps against the company either to substitute the tiles or to pay the compensation. The company will supply the genuine tiles. So the trust has wait for some time. Finally the trust has filed a complaint before the District Consumer Forum of D.K. Mangalore against one M/S Murudeshwara Ceramics Ltd in complaint No. 43/2010. The said proceedings continued for more than 3 years after the final order in the said proceeding, the trust once again by investing huge amounts removed all the tiles and furnished fresh tiles of some other company. Now with all these above problems we have get ready with full pledged building of our own for which we have decided to shift.</i></p> <p><i>After availing recognition one Sri. S.L.Manjappa was acting as a Principal up to December 2012 who is in charge of the institution in respect of all the administrative affairs. The trust informed to the Principal to communicate the above incidents to Regional Office of NCTE and also seek some time for shifting of the institution to our own building. So we the members of the trust have presumed that the Principal has initiated suitable action for enlargement of time for shifting of the institution. On receipt of the Show Cause Notice we came to know that the Principal has failed to initiate steps for extension of time for shifting of the institution.</i></p> <p><i>Our institution is having strength of more than 80 every year and having sound teaching faculty which is known fact to you. Prior to the Show Cause Notice we have decided to shift the institution to our full pledge building situated in S.No. 160/1 of Laila Village of Belathangady Taluk. The delay in shifting is for the genuine reasons which have occurred in the course of construction and due to unavailable circumstance. There is no intentional latches on our part delay if any is deserve to be condoned by extending king indulgence on the facts details supra.</i></p> <p><i>The aspects of filing of a case by one Mr.Ranjini Kunder T.K. is not due to any fault by our institution but it was filed against the University for Non declaring of the result due to some reasons. In the issue we have not committed any fault and we have erred any of the provisions.</i></p> <p><i>Now we are already to shift the college to the new building with your kind permission and request with you please arrange for inspection of the new building and consequently permit us to occupy the premises for running institution. A crossed</i></p>
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demand draft Rs.50, 000/- being the inspection fee of NCTE is attached herewith.

We have received your Show Cause Notice on 20th day of May 2013. On that day the Principal of the institution is on leave for 3 consecutive days.

Under the above circumstances as a chairman in order to the institution humbly request with you please permit us to shift the institution to our own building by condoning delay if any putting an end to the Show Cause Notice in the public interest as well as in the interest of institution”.

The SRC in its 253rd meeting held during 30th September, 2013 and 1st October, 2013 Committee considered the written reply of the institution on the above matter and also the relevant documents of the institution and decided to withdraw recognition for the following reasons:-

1. Approved blue print of the building plan issued by competent civil authority is not submitted. The building plan submitted is approved by consulting engineer & contractor, which is not permissible as per NCTE regulations. Earmarked area for the course is not mentioned.
2. The institution has submitted staff list of the running institution, which is not approved by the affiliating University.

Based on the above points the committee decides to withdraw the recognition of the B.Ed course run by the Prasanna College of Education, Ujire, Belthangadi Tauk, Dakshina Kannada District-574240, Karnataka from the academic year 2014-15, in order to enable the ongoing batch of students in B.Ed, course, if any, to complete their course.

It was made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order. The Affiliating body / Examining board / body be informed accordingly. Further it was decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore, if any, after ensuring payments to all dues of faculty and staff.

As per the decision of SRC, withdrawal order was issued to the institution on 6.12.2013.

On 23.1.2014, the institution has obtained an interim order of stay for the order of withdrawal of SRC dated 6.12.2013 vide W.P.No.3148/2014. The advocate, Sri. P.S. Dinesh Kumar is requested to vacate the interim stay granted to the institution and defend the case in the interest of NCTE.

The SRC in its 266th meeting held on 2nd May 2014 has considered the matter, interim order of stay brought by the said institution vide W.P.No. 3148 of 2014 and decided that our lawyer to be reminded to expeditiously pursue the case.

		<p>Accordingly, a letter sent to Shri.P.S.Dinesh Kumar, Advocate on 27.05.2014. Again, reminder letter sent to Shri.P.S.Dinesh Kumar, Advocate on 03.07.2014.</p> <p>In the meantime, an interim court order in W.P.No.3148/2014 dated 09.06.2014 from the Hon'ble High Court of Karnataka at Bangalore was received by SRC on 30.06.2014 followed by another copy on 07.07.2014 stating as follows:-</p> <p style="text-align: center;"><i>“Read the interim order granted on 23.01.2014 and further extended from time to time.</i></p> <p><i>After hearing, the court made the following:</i></p> <p><i>“Order: List next week, at request of learned counsel for the petitioner. Interim Order granted earlier is extended till the next date.”</i></p> <p>Note: Reminder sent to the advocate on 03.07.2014 for vacating the stay. So far not received any reply.</p> <p>The Committee considered the matter, advised Southern Regional Office to remind the Lawyer again to get the ‘stay’ vacated.</p>
3)	<p>AOS00027 APS03115 D.Ed Annai Fathima Teacher Training Institute, Chikballapur , Karnataka KA</p>	<p>Annai Fathima Teacher Training Institute, Hirebidanur, Gauribidanur Taluk, Kolar District-561208, Karnataka</p> <p>Annai Fathima Teacher Training Institute, Hirebidanur, Gauribidanur Taluk, Kolar District-561208, Karnataka had submitted an application for D.Ed course on 27.01.2004. The institution was granted recognition for D.Ed-AI on 13.12.2004 with an intake of 50 students which includes existing intake of 30 students and additional intake of 20 students with the condition to shift to its own premises within 3 years from the date of recognition.</p> <p>NCTE, Hqrs vide its letter dated 10.08.2010 has forwarded a copy of the inspection report dated 16.06.2010 conducted under section 13 of NCTE Act. As there are deficiencies pointed out in the inspection report, NCTE, Hqrs had requested SRC to initiate action against the institution under section 17 of the NCTE Act immediately.</p> <p>The SRC in its 195th meeting held on 17th –18th August 2010, considered the report of the institution and decided to issue Show Cause Notice. Accordingly, a Show Cause Notice was issued to the institution on 27.09.2010. The institution submitted its written representation on 25.10.2010. The SRC in its 198th meeting held on 24th – 26th November 2010 considered the written representation of the institution and decided to cause inspection under section 17 of NCTE Act.</p> <p>The inspection was carried out on 6th April, 2011. The SRC in its 204th meeting held on 27th–28th April 2011 considered the VT report and decided to issue Show Cause Notice. Accordingly, Show Cause Notice was issued to the institution on 02.06.2011.</p>

	<p>The institution submitted its written representation on 11.07.2011.</p> <p>The SRC in its 210th meeting held on 22nd and 23rd August, 2011 considered the written reply of the institution dated 11.07.2011 on the above matter and also the relevant documents of the institution and decided to withdraw recognition for the following reasons:-</p> <ul style="list-style-type: none">• The total built up area earmarked for the D.Ed (APS00027) & D.Ed–AI (APS03115) is only 4512.6 Sq.ft. Which is grossly inadequate for the Teacher Education Programme being run as per NCTE norms. The same is also corroborated by the management by affixing signature of the management representative in the essential data.• In the Building plan the built up area, and Sy,nos are not mentioned.• Notarized copy of Land usage certificate issued by competent authority is not submitted.• Non- Encumbrance Certificate from the competent Government Authorized person / Authorities not submitted.• Science lab, Psychology lab & Educational Technology lab needs to be strengthened.• Physical Education lab & Language learning lab not available. <p>Based on the above points the committee decided to withdraw the recognition of both the courses,i.e., D.Ed course (APS00027) & D.Ed-AI (APS03115) run by the Annai Fathima Teacher Training Institute, Hirebidanur Gouribidanur Taluk, Kolar District-561208, Karnataka from the academic year 2013-14, in order to enable the ongoing batch of students in D.Ed, course, if any, to complete their course.</p> <p>Accordingly, a withdrawal order was issued to the institution on 04/10/2011.</p> <p>Aggrieved by withdrawal order, the institution preferred an appeal before NCTE, Hqrs. and the appellate authority vide order dated 15/02/2012 decided to cause re-inspection of the institution after obtaining a payment of Rs.40, 000/- from the institution and for taking decision thereafter.</p> <p><i>Accordingly, the inspection of the institution was carried out on 10.07.2012.</i></p> <p>The Southern Regional Committee in its 230th meeting held on 16th – 17th August 2012 considered the VT report, VCD and all the relevant documentary evidences and it was decided to serve Show cause Notice under NCTE Act.</p> <p>Accordingly, a show case notice was issued to the institution on 31.8.2012. The institution has submitted a written representation on 27.9.2012.</p> <p>The institution has replied vide letter dt.27.09.2012 for the deficiencies pointed in the show cause notice:-</p>
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	<ol style="list-style-type: none">1. As per the notarized copy of land documents submitted (for site no.37 and Sy.No. 222/1) lands are at different places one at Gauribidanur town and the other at Madanahalli Village.2. Land documents are not in the name of Trust/Society/Institution as per NCTE regulations 2009. Land documents are not certified.3. The land area of 10,980+6000 sq.ft is not as per NCTE norms. As per NCTE norms 2500 sq.mts and 1500 sq.mts of built up area is required for offering D.Ed Programme.4. As per affidavit, the built up area and land area is less as per NCTE regulations 2009.5. Building plan submitted for Sy.No 37, 38 and 50 is for school building and not for teacher education programme.6. No documentary proof has been submitted regarding extension of size of Multi Purpose Hall.7. Approved staff list is not submitted.8. As per Bank statement,1+5 lecturer(s) are inadequate against the requirement of 1+6 lecturer(s) <p>Based on the above points the committee decides to withdraw the recognition of both D.Ed (AOS00027) and D.Ed-AL(APS03115) courses run by the Annai Fatima Teacher Training Institute Gauribidanur Taluk, Kolar District, Karnataka from the academic year 2013-14, in order to enable the ongoing batch of students in both D.Ed & D.Ed-AI courses, if any, to complete their course.</p> <p>But it is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order. The Affiliating body / Examining board / body be informed accordingly. Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore if any, subject to submission of letter from affiliating body that no admission are made by the institution further and no due certificate from the staff of the institution regarding payment of salary.</p> <p>As per the decision of SRC, withdrawal orders were issued to the institution vide this office letter No.F.SRO/NCTE/AOSO0027–D.Ed/APSO3115–D.Ed (AI)/2013–14/49129 dated 14/02/2013.</p> <p>Aggrieved by the Withdrawal Order of the SRC the institution filed an appeal before appellate authority, NCTE, New Delhi under Section 18 of the NCTE act. The appellate authority order No F.No.89-189/2013 Appeal/9th Meeting -2013 dated 25/07/2013 is as under:-</p> <p><i>“The Council noted that the institution was granted recognition for D.Ed course on 06/12/1996 with an intake of 30 which was subsequently raised to 50 in the year 2004 by granting an additional intake of 20. The NCTE Hqrs caused inspection of the institution on 10-06-2010 under section 13 of the NCTE act and forwarded the report to SRC vide its letter dated 10/08/2010. After issuing a Show Cause Notice, the SRC caused inspection of the institution on 06/04/2011 under section 17 and</i></p>
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	<p><i>again issued a Show Cause Notice and after considering the reply decided to withdraw recognition. Against the withdrawal order, the institution filed an appeal under section 18 of the NCTE act. The NCTE remanded the matter to SRC with the direction to cause re-inspection. Accordingly re-inspection was carried out on 10/07/2012 and finally after considering the VT report and reply of the institution to Show Cause Notice, the SRC again withdraw the recognition of the D.Ed course, both basic and additional intake, from the academic year 2013 -14.</i></p> <p><i>The council further noted that the institution possessed land on ownership basis but the two pieces of land are not adjacent and are separated by a road. The institution was granted recognition in the years 1996 and 2004 and therefore the norms of 2009 are not applicable in respect of land area but the institution is required to fulfill the norms relating to built up area. The institution has admitted that they have a built up area of 12,160 sq.ft and the building plan submitted by the institution also indicates that the size prescribed in the norms. In view of the facts stated above, the council concluded that the SRC was justified in withdrawing recognition and hence the order of SRC deserved to be confirmed”.</i></p> <p>The appellate authority order was placed before SRC in its 251st meeting held during 25-27 August, 2013 and the Committee has noted the matter.</p> <p>A court order has been received on 6.9.2013 from the Hon’ble High Court of Karnataka in W.P. No. 37464 of 2013(End-Reg-P) and 38541-28560/2013 filed by Annai Fathima Teachers Training Institute(Sri S.S.S Education Trust), Kolar District, Karnataka dated 29.8.2013. The Hon’ble High court has directed as follows; “<i>Learned AGA is directed to take notice for R1, R4 & R5, M/s. Harnahalli and Patil, Learned Advocates are directed to take notice for R2 & R3.</i></p> <p><i>Interim stay of Annexures ‘M’ and ‘K’ for a period of three months from today.</i></p> <p><i>Petitioner-Institute is directed to implead twenty(20) students said to be pursuing their studies in D.Ed course in its college within two weeks from today.</i></p> <p><i>Post again on 17.9.2013”.</i></p> <p>The court order was placed before SRC in its 25-27 October, 2013 and the Committee decided to ask our Lawyer to defend and to get the ‘Stay Vacated’.</p> <p>Accordingly, as per the decision of SRC, a letter was sent to Sri. Ashok Haranahalli, advocate on 5.11.2013.</p> <p>An interim order has been received from the Hon’ble High Court of Karnataka on 22.11.2013 in W.P. No. 37464/2013(Edn-Reg-P) & 385541-38560/2013 dated 6.11.2013.</p> <p>A letter has been received from the Government of Karnataka on 2.12.2013 enclosing a copy of the letter received by them from the advocate, Hon’ble High Court Govt. stating that “the petitioner has sought for quashing the order dated 25.7.2013 passed by 2nd respondent in F.No.89-189/2013 Appeal/9th meeting-2013</p>
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	<p>vide Annexure-M, to the Writ Petition, and for other consequential reliefs.</p> <p>The above writ petition was posted for hearing before C.H.No.19 on 22.10.2013. The Hon'ble Court has directed the undersigned to take notice on behalf of respondents and further directed to file statement of objections.</p> <p>Therefore, I hereby request you to direct the concerned officer to come along with the parawise remarks and other connected records related to the above case immediately on receipt of this letter, so as to enable us to prepare and file the statement of objections”.</p> <p>Accordingly, a letter was addressed to Shri. D. Ashwathappa, Hon'ble High Court of Government Advocate on 3.12.2013 with the request to vacate the interim stay granted to the institution.</p> <p>A letter has been received from DSERT, Bangalore in its letter dated 21.1.2014 informed that they have submitted parawise replies to the Govt. Advocate.</p> <p>A letter was sent to Shri P.S Dinesh Kumar, Advocate with a request to file Counter Affidavit in W.P. No. 37464 of 2013.</p> <p>A letter dated 3.6.2014 has been Government of Karnataka directing SRC to take necessary action on the court case filed by the institution. Brief of the case was sent to the advocate o 4.7.2014 with the request to provide the latest position of the court case.</p> <p>Now, Shri P.S. Dinesh Kumar, Advocate has forwarded Hon'ble High court order in W.P. Nos. 37464/2013 & 38541-560/2013(DEN-REG-P) dated 4/6/2014 filed by Annai Fathima Teachers Training Institute, Kolar District, Karnataka on 9.7.2014.</p> <p>The Hon'ble Court has ordered as follows; <i>“The petitioner-Teacher Training Institute is before this court assailing the order dted 25.7.2013 passed by the second respondent impugned at Annexure-M and the order dated 14.2.2013 passed by the third respondent impugned at Annexure-K to the petition. The petitioner is also seeking for issue of mandamus to direct the respondents to give recognition to the petitioner-institution to run D.Ed course.</i></p> <p><i>The brief facts are that the petitioner is running a teacher training institute for which it had secured recognition to conduct D.Ed course. The second respondent had granted the recognition on 6.2.1996 and the same was renewed from time to time. The permission granted on 13.12.2004 was for the intake of 50 students. The institution is being run in the building that has been constructed in the land purchased by the petitioner in Sy.no. 222/1 of Madanahalli Village, Gauribidanur Taluk. The petitioner contends that the said land along with the adjacent site bearing Sy.No.s 37 and 38 forms a compact block meeting the prescribed norms of the required land and the building being possessed by the petitioner. The documents to substantiate the same has been relied on. When this was the position, pursuant to the inspection conducted, it was decided by the second respondent that the petitioner does not possess the requisite infrastructure and therefore the recognition</i></p>
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	<p><i>granted to the petitioner by the impugned order dated 14.2.2013 has been withdrawn. The petitioner assailed the same in an appeal and the matter had been remitted. On adverse order, the appeal once again filed by the petitioner has been dismissed by the order dated 25.7.2013. It is in that circumstance, the petitioner is before this court.</i></p> <p><i>3. Heard the Learned Counsel for the parties and perused the petition papers.</i></p> <p><i>4. The order impugned would indicate that primarily, the respondents have arrived at the conclusion that the petitioner does not possess the requisite infrastructure, more particularly with regard to the land and building that is contemplated under the Regulations. Learned Counsel for the petitioner would however make a detailed reference to the inspection conducted by the Southern Regional Committee(SRC for short). With reference to the report that is at Annexure-G to the petition, the learned counsel would point out that the built up area of 12160 sq.ft. that is available has been noticed by the Committee. Further, indication is also with regard to other infrastructure and the overall estimation of the institution as contained therein, holding that the infrastructure is sufficient for running D.Ed. Course. In that view, it is contended that despite there being such observation by the Inspection Committee, the same has not been considered by the Appellate Authority in its correct perspective.</i></p> <p><i>5. Learned counsel for the respondents would however seek to sustain the order contending that the requirement as provided under the Regulations has not been satisfied and this aspect of the matter in fact has been noticed by the Appellate Authority. In that regard, it is contended that the Appellate Authority has taken note of the fact that though the availability of the land has been stated, it is not a compact block and therefore the same cannot be considered as satisfying the requirement. It is also the case of the learned counsel for the second respondent that the property wherein the infrastructure is provided does not stand in the name of the Institution.</i></p> <p><i>6. In the light of the rival contentions, a perusal of the order dated 25.07.2013 would indicate that the Appellate Authority in fact has referred to the sequence of events including the initial order of remand that had been made and the inspection that was carried out. The conclusion reached by the Appellate Authority to come to a decision that the built up area is not sufficient is mainly based on the observation that the building is not in a compact block, but is separated by a road. There is no material indicated by the Appellate Authority to arrive at such conclusion.</i></p> <p><i>7. Further except for the said observation and the contentions being noticed, the Appellate Authority has not made any appropriate consideration with regard to the report submitted by the SRC wherein the infrastructure possessed by the petitioner was shown to be sufficient. In fact, the Appellate Authority should have taken note of the same and thereafter keeping in view the other materials on record should have arrived at the conclusion as to whether the report submitted by the Committee is contrary to the materials available on record and in that circumstance, a conclusion ought to have been reached.</i></p>
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		<p>8. In the instant case, since the same has not been done, the order of the Appellate Authority would indicate that there is no application of mind to the facts in issue. Therefore, the order dated 25.07.2013 which does not refer to in detail and has not discussed the report of the SRC which indicates that the infrastructure is sufficient cannot be sustained. The matter would require reconsideration by the Appellate Authority.</p> <p>9. In that view, the order dated 25.07.2013 is set-aside. The matter stands remitted to the second respondent-Appellate Authority to reconsider the matter afresh in the light of the above.</p> <p>10. Needless to mention that it would be open for the second respondent-Appellate Authority to require a further inspection of the premises to come to a conclusion as to whether the infrastructure possessed by the petitioner is sufficient. If any other request is made by the petitioner before it with regard to the reduction of the intake capacity inconsonance with the infrastructure available, the same may also be looked into by the Appellate Authority keeping in view the Regulations with regard to the Course. The validity of the order dated 14.02.2013 in any event would have to be considered by the Appellate Authority and therefore, to the said extent, the same is kept open.</p> <p>11. At this juncture, it is also necessary to notice that pursuant to the interim order granted by this Court, the petitioner-Institution has been carrying on its activities after making admissions for the academic year 2013-14. The said position shall remain so and the further process would yield to the decision that would be taken by the Appellate Authority.</p> <p><i>In terms of the above these petitions stand disposed of”.</i></p> <p>The Committee considered the matter, Hon’ble High order of Karnataka, dated 4/6/2014, and took note of the matter. It is decided by the Committee that it is for the appellate authority to take action on the Court Order.</p>
4)	<p>SRCAPP13 4 B.P.Ed Hasini College of Physical Education, Mahabubna gar District, Andhra Pradesh AP</p>	<p>Hasini College of Physical Education, Plot No.299/, A1, A2, Ankiraopally Village, Kollapur Post Office & Taluk, Mahabubnagar District-509102, Andhra Pradesh.</p> <p>Sri Gayathri Educational Society, Plot No.1-5-126/1, Varidala Street, Kollapur Village & Post Office, Kollapur City & Taluk, Mahabubnagar District-509102, Andhra Pradesh had applied for grant of recognition to Hasini College of Physical Education, Plot No.299/, A1, A2, Ankiraopally Village, Kollapur Post Office & Taluk, Mahabubnagar District-509102, Andhra Pradesh for B.P.Ed Course of one year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 31.12.2012 and physical application has been received in the office of SRC on 04.01.2013.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 06.02.2013/26.03.2013 (Reminder). A deficiency letter was issued to the institution on 26.03.2013. The institution has</p>

	<p>replied to the deficiency letter on 20.05.2013. The reply of the institution to the deficiency letter was duly considered by SRC in its 246th Meeting held on 02nd – 04th June, 2013 and the reply is unconvincing and not satisfactory, deficiencies still persist as under:</p> <ol style="list-style-type: none">1. <i>Original certified copy of the land documents (Sale deed) from Govt. authority is not submitted.</i>2. <i>The land documents submitted by the institution is registered on 28.12.2012 in favour of the society, but the society was registered on 29.12.2012, that is, land was soled to a non-existent society or in other words the society does not have clear title.</i> <p>Under the above grounds and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per NCTE Regulations 2009, to reject the application of the institution for recognition of B.P.Ed course.</p> <p>Accordingly, a rejection order was issued to the institution vide F.No.SRCAPP134 /B.P.Ed/ AP/ 2013-14 /52585 dated 04/07/2013.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs and the appellate authority order no. F.No.89-487/2013/Appeal/15th Meeting/2013A77960 dated 12.11.2013 is as under :-</p> <p><i>“...the council concluded that the SRC was justified in refusing recognition and therefore the appeal deserved to be rejected and the order of the SRC confirmed.”</i></p> <p>The Southern Regional Committee in its 256th Meeting held during 4th – 6th December,2014 has noted the matter.</p> <p>In the mean time, the institution has approached the Hon'ble High Court of Judicature of Andhra Pradesh at Hyderabad in W.P.No. 39271 of 2013.A court notice dated 02.01.2014 in W.P.No. 39271 of 2013 was received by this office on 13.01.2014 to appear personally or by an advocate on 27.01.2014.</p> <p>A letter was addressed to the advocate ,Shri.Ramakanth Reddy, on 21.01.2014 to appear before the Court of 27th January,2014 and defend the case in the interest of NCTE.A letter dated 21.01.2014 from Shri.B.P.Pandey,Under Secretary,NCTE was received by this office on 29.01.2014 requesting to defend the case including on behalf of NCTE (HQ).</p> <p>On. 08.07.2014, the institution has submitted a written representation along with a copy of the Court order .NCTE (HQ) is the first respondent.SRC ,NCTE is the second respondent.</p> <p>The Hon'ble High Court order dated 19.06.2014 in W.P.No. 39271 of 2013 filed by Sri Gayathri Educational Society (1st petitioner) and Hasini College of Physical</p>
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	<p>Education(2nd petitioner) is as under :-</p> <p><i>' The first petitioner –Sri Gayathri Educational Society proposed to establish the second petitioner – Hasini College of Physical Education. The first petitioner is a society established at Kollapur Village in Mahabunagar District .After the Society is formed , for its necessary registration , it has applied for. It appears, it was given registration number No. 902/2012 on 26.12.2012 itself. But, however , the certificate of registration was furnished to the writ petitioner society by the Registrar of Societies ,Mahabubnagar on 29.12.2012 .It further appears that the first petitioner society has acquired land of an extent of 348480 s.ft by way of registered sale deed executed on 28.12.2012 and it was registered on 28.12.2012.The National Council for Teacher Education (NCTE), the competent authority had entertained a doubt as to the genuineness of the title acquired by the petitioner society. The reason being the certificate of registration furnished by the Registrar of Societies, Mahabubnagar beard the date 29.12.2012, where as the sale deed of acquisition of land by the first petitioner society is dated 28.12.2012.Therefore, the National Council for Teacher Education (NCTE) has doubted as to the existence of the Society on 28.12.2012, for it, to acquire the land in its name.</i></p> <p><i>The Andhra Pradesh Legislature has enacted the Andhra Pradesh Societies Registration Act , 2001, for regulating the Registration of Societies situated in Andhra Pradesh promoting art, fine arts , charity , crafts , religion, sport literature, culture ,science, philosophy, political education or any public purpose and for matters connected therewith or incidental therewith .Section 3 dealt with the aspects which may be registered under this Act. Subsection (1) thereof would set out that, any seven or more persons forming a Society which has for its object the promotion of art, fine art ,charity, crafts, religion, sports, literature, culture, science, political education, philosophy or diffusion of any knowledge or any public purpose may be registered under this Act. For purpose of registration of a Society, the Memorandum of Association of the Society and bye-laws of the said Society shall be filed with the Registrar concerned. Therefore, formation of a</i></p> <p><i>Society and formation of its objects and memorandum of its bye-laws would precede the necessary application for registration of Society. Once, a society is formed and it presents the memorandum of association and its bye-laws to the competent Registrar and thereafter the Registrar after scrutinizing , found that the Society has complied with the provisions of the Act, he shall then issue to that Society , a certificate of Registration and such certificate shall be the conclusive evidence that the Society therein mentioned is duly registered. It is therefore , manifestly clear that the formation of Society by seven or more number of people is a condition precedent , before it applies for registration and it is after scrutiny only and upon being satisfied that the said society has complied with the requirements of law in all respects, can the appropriate certificate of registration offering a conclusive proof of the Society can be issued by him.</i></p> <p><i>In view of the legal regime, the doubt entertained by the National Council for Teacher Education about the genuineness of the title of the Society for the land in question is not sustainable. According to the first petitioner, the society was formed</i></p>
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		<p><i>its Memorandum of Association together with the bye-laws are framed and filed also at Kollapur Village in Mahabubnagar District. However, the District Registrar , after scrutinizing and upon being satisfied with the requirements of the provisions of the Andhra Pradesh Societies Registration Act,2001, issued the necessary certificate on 29.12.2012.In fact, that is the reason why in the sale deed acquiring the land by the first petitioner society , its registration no. 902/2002 was mentioned. In this view of the matter,</i></p> <p><i>the National Council for Teacher Education (NCTE) need not entertain any apprehension either about the genuineness of the formation of the first petitioner society or its title in acquiring the property on 28.12.2012 , a day prior to the actual date on which the Certificate of Registration was given to it namely 29.12.2012. In this view of the matter, the matter is liable to be remanded back for consideration afresh by the Southern Regional Committee, National Council for Teacher Education, Bangalore, which may scrutinize the application of the first petitioner Society independently and take appropriate decision with regard to grant of necessary recognition for the academic year 2015-16, as Sri Satyanarayan Goud is right in pointing out that for the academic year 2014-15, the time for scrutinizing and granting the necessary recognition has already been over.</i></p> <p><i>Writ petition stands disposed of with this order.Miscellaneous applications shall stand closed.No costs.'</i></p> <p>The Committee took note of the Hon'ble High Court order dated, 19.06.2014. Further the committee decided that, in view of the Supreme Court order, SRC can process this case for further action only after notification of the revised Regulations.</p>
5)	<p>SRCAPP80 0 D.Ed M.R.R. College of Diploma in Education, Krishna District, Andhra Pradesh AP</p>	<p>M.R.R. College of Diploma in Education, Plot/Khasara No. 2-94D, Street No. 1, Nandigama Village & Post, Nandigam Taluk, Krishna District-521185, Andhra Pradesh.</p> <p>Andhra Pradesh Girijana Sevak Sangh, Plot No. 2-94D, Street/Road. Madhira Road, Nandigama Village & Post, Nandigam Taluk, Krishna District-521185, Andhra Pradesh had applied for grant of recognition to M.R.R. College of Diploma in Education, Plot/Khasara No. 2-94D, Street No. 1, Nandigama Village & Post, Nandigam Taluk, Krishna District-521185, Andhra Pradesh for D.Ed Course of two years duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 27.09.2011 and physical application has been received in the office of SRC on 30.09.2011.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 17/10.2011/07.12.2011 (Reminder). A deficiency letter was issued to the institution on 28.12.2011. The institution has replied to the deficiency letter on 29.02.2012.</p> <p>The SRC in its 220th Meeting held on 30th and 31st March 2012 considered the reply of the institution vide letter dt. 29.02.2012 and all the relevant Documentary evidences and it was decided to serve Show cause Notice under Section 14(1) of</p>

	<p>NCTE Act.</p> <p>Accordingly, a show cause notice was issued on 26.04.2012. The institution has submitted its written representations on 16.05.2012.</p> <p>The reply of the institution to the show cause notice was duly considered by SRC in its 223rd Meeting held on 29th-31st May, 2012 and the reply is unconvincing and not satisfactory, deficiencies still persist as under:-</p> <ul style="list-style-type: none">• The institution is already running B.Ed course (recognized granted on 28.07.2010). Proof of completion of 3 academic sessions towards the existing course B.Ed, from Affiliating University is not given. As per NCTE Regulations 2009, an institution which is already running any other teacher course recognized by NCTE has to complete 3 academic sessions before applying for new course as per NCTE Regulations. <p>Under the above grounds and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.Ed course.</p> <p>Accordingly, a rejection order was issued to the institution vide no. F.No.SRCAPP800/D.Ed/AP/2012-13/43303 dated 29/06/2012.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide order no. F.No.89-507/2013/Appeal/15th Meeting/2013A77916 dated 12.11.2013 stating that "...the council decided not to condone the delay and therefore, the appeal is not admitted."</p> <p>The Southern Regional Committee in its 256th Meeting during 4th- 5th December, 2013 has noted the matter,</p> <p>On, 19/03/2014, a copy of the Court Order from Hon'ble High Court of Judicature Andhra Pradesh at Hyderabad in W.P.4767 of 2014 received by this office which is as under:-</p> <p>"The Hon'ble High Court has directed to show cause as to why in the circumstances set out in the petition and the affidavit filed therewith this writ petition should not be admitted. The court made the following.</p> <p>Order: Notice before admission returnable in four weeks.</p> <p>Learned counsel for the petitioner is permitted to take out notice to the respondents by registrar post with acknowledgement due by supplying the entire paper book in the writ petition and file proof of service into the Registry".</p> <p>A letter was addressed to the advocate, Sri. Ramakanth Reddy on 24/03.2014</p>
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	<p>requesting him to defend the case including on behalf of NCTE, HQ, with a copy mentioned to Sri. B,P Pandey, Under Secretary, NCTE. In the mean time, a letter from Sri. B.P.Pandey, Under Secretary, NCTE (HQ) has been received on 07/04/2014 requesting to defend the case including on behalf of NCTE (HQ).</p> <p>On 04.06.2014 , the institution has submitted a written representation stating as under :-</p> <p>"We had applied for D.El.Ed Course in the name and style of M.R.R. College of Diploma in Education to SRC NCTE, Bangalore on 07.05.2008.</p> <p>As per the reference 2nd cited above, (SRC letter No. 758 dated 23.05.2008) the NCTE Bangalore was returned the application stating that an Institution can apply for one basic unit of an additional course from subsequent academic session.</p> <p>As per the reference 3rd cited above, (SRC letter No. F.SRCAPP800/D.El.Ed dated: 21.11.2011) SRC, Bangalore stating that the institution has not completed three year period after recognition of B.Ed course, which was granted on 28.07.2010 for M.R.R. College of , Education, Nandigama, Krishna Dist., A.P. run by the same management Andhra Pradesh Girijana Sevak Sangh, Krishna Dist., Andhra Pradesh. Further, since 3 year period has not been elapsed, the application for recognition of D.Ed course is therefore rejected as per NCTE regulations Act.</p> <p>As per reference 4th cited above, (The Hon'ble High Court of A.P.W.P. No.33208/2010 dated:30.12.2010) has given the direction to respondent to consider the application of the petitioner for grant of permission for D.Ed course for the Academic Year 2011-2012 within the period of Eight weeks from the date of receipt of the order.</p> <p>As per reference 5th cited above, (The Hon'ble High Court of A.P. Contempt Case No.1209 of 2011 dated 21/11/2011) have approached for justification and and condoned the delay process for more than 8 weeks. Finally, the Hon'ble High Court of A.P.has given the liberty to us to renew the application for grant of permission to run the D.Ed Course after expiry of the stipulated period of 3 years.</p> <p>As per reference 6th cited above, (SRC letter No. F.SRO/NCTE/B.Ed/2010/20060 dated 28.07.2010) Bangalore has issued grant of recognition for conducting B.Ed course in the name of M.R.R. College of Education at Nandigama, Krishna Dist., A.P., for the Academic Year 2010-2011. Since three academic session have been completed by 2012-2013. Necessary three years affiliation orders issued by the University and enclosed herewith for your ready reference.</p> <p>In the Direction of the Hon'ble High Court of A.P. we request you to kindly renew our Application of D.Ed Course for grant of recognition for the academic year 2014-</p>
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		<p>2015."</p> <p>The Committee considered the matter, Hon'ble High Court direction, and decided that the institution is entitled to apply for D.Ed after successful completion of 3 academic years for the B.Ed course. (Recognition was granted to B.Ed course on 28.07.2010). The institution is to be advised to apply afresh, accordingly with due fees and documentary support as and when NCTE invites applications.</p>
6)	<p>APS07891 B.Ed Muni Venkata Subba Reddy College of Education, Tirupathi, Andhra Pradesh AP</p>	<p>Muni Venkata Subha Reddy College of Educaiton D.No.19-9-3 E/4, Mother land Campus, Thiruchanoor by pass Road, tirupathi-517501, Andhra Pradesh</p> <p>Mandyam Educational Society, Chittor District, Andhra Pradesh had applied for grant of recognition to Muni Vankata Subha Reddy College of Educaiton D.No.19-9-3 E/4, Mother land Campus, Thiruchanoor by pass Road, tirupathi-517501, Andhra Pradesh for B.Ed course of one year under Section 14(1) of the NCTE Act, 1993 to the SRC , NCTE on 22.12.2006.</p> <p>The application was scrutinized and deficiency letter has been sent to the institution on 27/02/2007. The institution has not submitted reply of the deficiency letter.</p> <p>A letter was issued to the institution on 12/07/2007 regarding the institution has not submitted reply of the deficiency letter after the stipulated period of 90 days. Hence the application was closed on 12/07/2007. The state Govt recommendation letter was issued on 27/08/2007.</p> <p>The inspection of the institution conducted on 30.08.2009. The VT Report was placed in 145th meeting of SRC held on 16-18th Oct, 2007 the Southern Regional committee after considering the report of the Visiting team as well as other relevant materials furnished by the institution is satisfied that the application institution does not fulfill the requirements and issued a notice.</p> <p>Accordingly, a notice was issued to the institution on 30.10.2007. The institution has submitted written representation on 21/11/2007.</p> <p>The said representation of the institution as well as other documents and materials submitted by the institution along with VTR videography were again duly considered by the Southern Regional Committee in its 150th meeting of SRC held on 28-29th December, 2007 which came to the conclusion that recognition/permission to the applicant institution be refused.</p> <p>Accordingly, refusal order was issued to the applicant institution on 11.01.2008.</p> <p>The applicant institution has approached to Hon'ble High Court of Judicature, Andhara Pradesh at Hyderabad in writ Petition No. 998 of 2010 dated 01/02/2010 as stated as follows:-</p>

	<p>“ the writ petition is filed by the petitioner society seeking a writ of Mandamus to declare the inaction of the 1st respondent is not considering it representations dated 20.11.207, 24.03.208, 05.08.2008, 05.05.2009 and 28.12.2009 inspecting its premises and according recognition and permission to establish and run a B.Ed college, inspite of providing all required infrastructure and amenities, as required under the NCTE Act, 1993, as illegal and arbitrary and consequently, to direct the 1st respondent to accord permission and recognition to run a B.Ed college.</p> <p>Having considered the submissions made by the counsel on either side and as the relief sought for in the writ petition is in a limited arena this court is of the view that the writ petition can be disposed of with a direction to the 1st respondent to consider the representations of the petitioner dated 05.05.2009 and 28.12.2009 and pass appropriate orders, at the earliest , preferably within a period of (4) weeks from the dated of receipt of a copy of this order.</p> <p>Accordingly, the writ petition is disposed of. There shall be no order as to costs”.</p> <p>The SRC in its 189th Meeting of SRC 25th-26th February, 2010 as per the direction of the Hon'ble High Court of Andhra Pradesh and upon consideration of the representations of the Petitioner dated 05/05/2009 & 28/12/2009 decided to refuse the recognition to the institution due to the following reasons as there was no merit in the representation.</p> <ul style="list-style-type: none">• The built up area is 4045 sq.ft. and not adequate for the proposed course.• The building is in residential area and not suitable for B.Ed. course.• The size of rooms are very small and not as per norms.• The books in the library is 1050 and not adequate.• The lab. equipment's in Psychology, E.T. and Science labs. are not adequate.• The furniture is not adequate and suitable for B.Ed. course. <p>As per direction of SRC, refusal order was issued to the applicant institution on 05.04.2010.</p> <p>The institution approached to appellate authority wherein the appellate authority has directed vide order no. F.No. 89-333/2010-Appeal dated 13.08.2010 stated that “...the council reached the conclusion that there was enough ground to accept the appeal and that is should be accepted, set aside the order of the SRC dated 05.04.10 and remand the case to the SRC for issuance of the letter of intent prior to grant of recognition under clause 7(9) of the NCTE Regulation”.</p> <p>In pursuance to the appellate authority order, the application was processed and placed before SRC in its 195th Meeting held on 17th-18th August, 2010 considered and decided to issue letter of intent the applicant institution.</p> <p>As per direction of SRC letter of intent was issue on 20.08.2010. The institution has submitted written representation on 08.09.2010.</p> <p>The reply of the letter of intent was placed before SRC in its 196th Meeting held on</p>
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	<p>15th-16th September, 2010, the committee considered the matter and decided to issue formal recognition.</p> <p>Accordingly, a Formal recognition order was issued to the institution on 17.09.2010.</p> <p>A complaint was received in the office of SRC on 06.07.11 from Dr. B. Ramachandra Reddy, Professor Retired, Deppt. Of Education, S.V University, Tirupati-517502 which is forwarded by NCTE HQ. In this letter it is mentioned as under:-</p> <p><i>“the correspondent, MVSR College of Education, Tirupati has shown in the proposal, the address of the college as MVSR College of Education, Door No. 19-9-3E/5, Tiruchanoor Bypass Road, Tirupati, In that address there exists a school namely Motherland English Medium School.</i></p> <p><i>The Correspondent, constructed a building in the disputed land near Auto Nagar, as mentioned in reference (2) and running the said B.Ed College namely MVSR College of Education in that disputed site near Auto Nagar, In the proposal for B.Ed College School address was shown and the college is running in the disputed site.</i></p> <p><i>A cheating case was also registered in Urban Police Station, Renigunta (FIR 53/2011 dated 11.04.2011) regarding the disputed and where the said B.ED College is presently running”.</i></p> <p>The SRC in its 208th meeting held on 13th – 14th July 2011 considered the matter and noted the complaint received on 06.7.2011 from Dr. B. Ramachandra Reddy Professor Retired, S.V. University and decided to call for Affidavit from the complainant and remarks from the institution on the complaint.</p> <p>Accordingly, a letter was issued to the complainant on 18.08.2011 to submit an affidavit of Rs. 100 on Non Judicial stamp paper and another letter was issued to the institution on 18.08.2011 giving 10 days to submit reply. for the following :-</p> <ul style="list-style-type: none">• <i>The institution has shown D No. 19-9-3 E/5, Mother land, Thirucyhanoor By Pass Road, Tirupati, Chitoor – 517 501, Andhra Pradesh in the proposal for recognition of B.Ed College. But in that address a school namely Motherland English Medium School exists.</i>• <i>The Correspondent of the institution has constructed a building in the disputed land area near Autonagar and running B.Ed College in the disputed area.</i>• <i>A copy of letter dt. 16.05.2011 sent by Sri Venkateshwara University, Tirupati to the correspondent. M.V.S.R College of Education calling remarks in regard to the complaint of constructing building in the disputed land is also enclosed to the complaint received;.</i>• <i>A Cheating case was also registered in Urban Police station, Renigunta (FIR 53/2011 dt. 11.04.2011) regarding the disputed land where the said B.Ed College is presently running.</i>• <i>A Legal notice was been sent to the Registrar, S.V. University regarding construction of the college building in the disputed land for in S.No. 36/1 to an extent of AC 0.70 in S.No. 23/1 of Damnedu (V) Tiruchanoor for offering B.Ed course.</i>
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	<p>The institution had not submitted its reply even after completion of stipulated period of 10 days.</p> <p>The complainant Dr. B. Ramachandra Reddy, Retired Professor in response to our letter dt. 18.08.2011 has submitted an affidavit on Rs.100/- Non judicial stamp paper along with copies of documents.</p> <p>The reply and the committee of the complainant was placed before SRC in its 211th Meeting held on 21st – 23rd September 2011, had noted the matter.</p> <p>Once again, the complainant Dr. B. Ramachandra Reddy, had submitted the documents to Chairman SRC.</p> <p>Three letters were received from the institution on 09/08/2012, 30.10.2012, and 06.12.2012 with requesting to correct address to Muni Venkata Subba Reddy College of Education, Tirupathi.</p> <p>The above letters stated that “... <i>At the time of issuing recognition to the college Society address was given as college address inadvertently. Hence I request you to kindly change the address as per the documents submitted as proof of correct address</i>”.</p> <p>No reply has been given to show cause notice dated 18/08/2011 followed by reminder dated. 21/12/2012.</p> <p>The SRC in its 239th Meeting held on 26th-27th February, 2013 considered the matter and non-reply of the institution to the show cause notice issued dt. 18/08/2011 and reminder letter dt. 21/12/2012 and all the relevant documentary evidences and decided to serve Final Show cause Notice under NCTE Act, for the following:</p> <ul style="list-style-type: none">• <i>The institution has shown D No. 19-9-3 E/5, Mother land, Thirucyhanoor By Pass Road, Tirupati, Chittoor – 517 501, Andhra Pradesh in the proposal for recognition of B.Ed College. But in that address a school namely Motherland English Medium School exists.</i>• <i>The Correspondent of the institution has constructed a building in the disputed land area near Autonagar and running B.Ed College in the disputed area.</i>• <i>A copy of letter dt. 16.05.2011 sent by Sri Venkateshwara University, Tirupati to the correspondent. M.V.S.R College of Education calling remarks in regard to the complaint of constructing building in the disputed land is also enclosed to the complaint received.</i>• <i>A Cheating case was also registered in Urban Police station, Renigunta (FIR 53/2011 dt. 11.04.2011) regarding the disputed land where the said B.Ed College is presently running.</i>• <i>A Legal notice was been sent to the Registrar, S.V. University regarding construction of the college building in the disputed land for in S.No. 36/1 to an extent of AC 0.70 in S.No. 23/1 of Damnedu (V) Tiruchanoor for offering B.Ed course.</i>• <i>In the building plan submitted, the size of the multipurpose hall is nowhere is shown separately for B.Ed and D.T.Ed course.</i>
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	<ul style="list-style-type: none">• <i>The institution was granted recognition based on the documents pertaining to Survey Number 50, D.No. 19-9-1, E/5, Thiruchanur and as per the letter dt. 06.12.2012 address of the institution is differing i.e, Survery Number 36/1, D.No. 9-147/1, Damineedu Village. As per all these circumstances the institution is seems to be shifted to different location without the permission of NCTE.</i> <p>The institution is requesting change of address to Survery Number 36/1, D.No. 9-147/1, Damineedu Village, Vinayakapuram (Autonagar), Renigunta Road, Tirupati, Chittoor District, Andhra Pradesh – 515 003. The institution has submitted documents like land documents, Building plan, Building completion certificate, Affidavit, Encumbrance certificate for Survey Numbers 36/1, D.No. 9-147/1 where in the institution is working at present. The institution has to clarify for the same.</p> <p>Accordingly show cause notice was issued to the institution on 12.04.2013. The institution has submitted its written representation dt. 02.05.2013.</p> <p>The SRC in its 244th Meeting held on 09th-11th May, 2013 considered the written reply of the institution on the above matter and also the relevant documents of the institution and decided to withdraw recognition for the following reasons:-</p> <ul style="list-style-type: none">• The Institution was granted recognition based on the documents pertaining to Sy.No. 50, D.No. 19-9-1, E/5, Mother land Campus, Thiruchanur bye pass Road, Tirupathi, the same address as per the recognition order given reflects in the application of the institution and also VT report, the address mentioned in the recognition order is matching with the exact location which is reflected in all necessary documents and application. <p>As per the letter dt. 06.12.2012 from the institution, address of the institution is differing i.e, Sy.No. 36/1, D.No. 9-147/1, Damineedu Village, Vin ayakapuram (Autonagar), Renigunta Road, Tirupati, Chittoor District, Andhra Pradesh. The institution is functioning in this address as claimed by the institution.</p> <p>The institution claims that the institution is not running at address 19-9-3, E/5 Mother land Campus, Thiruchanur bye pass Road, Tirupathi, from the beginning, it is only a society address or correspondence address of the Society.</p> <p>This is a clear indication of negligence and keeping SRC NCTE in dark and the institution should have admitted their error and sought correction in time. In the absence of that, it can only be presumed that they have shifted without prior approval/permission for shifting.</p> <p>Based on the above points the committee decides to withdraw the recognition of the B.Ed (APS07891), course run by the Muni Venkata Subha Reddy College of Education, D.No. 19-9-3, E/4, Mother land Campus, Thiruchannor By Pass Road, Tirupathi-517 501, Andhra Pradesh, from the academic year 2013-14, in order to enable the ongoing batch of students in B.Ed, course, if any, to complete their course.</p> <p>But it is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order. The Affiliating body / Examining board / body be informed accordingly.</p>
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	<p>Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore, if any.</p> <p>Accordingly, withdrawal recognition order was issued to the institution on 03/06/2013.</p> <p>A court notice has been received from Hon'ble High Court of Andhra Pradesh dated 18/06/2013 in W.P.M.P. No. 20519 of 2013 in W.P.No. 16920 of 2013 stating that "... there shall be interim suspension as prayed for".</p> <p>The Southern Regional Committee in its 248th Meeting held on 13th – 15th July, 2013 considered the Hon'ble High Court direction dt. 18-06-2013 and decided that the Lawyer to be asked to file an appeal by citing the Supreme Court order regarding strict enforcement of norms/standards, and to get the stay vacated.</p> <p>The Supreme Court order which is to be cited at the time of filing the appeal is given below:</p> <p>Keeping in view, Supreme Court vide their order in Civil Appeal No. 1125-1128/2011 in SLP No. 17165-68/2009 filed by NCTE Vs ors, which reads as under:</p> <p><u>"An institution is not entitled to recognition unless it fulfills the conditions specified in various clauses of the Regulations. The Council is directed to ensure that in future no institution is granted recognition unless it fulfils the conditions laid down in the Act and the Regulations and the <u>time schedule fixed for processing the application by the Regional Committee and communication of the decision on the issue of recognition it strictly adhered to</u>".</u></p> <p>A Notice dated 15.07.2013 and 23.07.2013 from The High Court of Judicature, Andhra Pradesh at Hyderabad with W.P No,159020 of 2013 was received by this office stating to appear personally OR by Advocate on the day of 25th July 2013 at 10.30 a.m.</p> <p>A letter dated 17.07.2013 from Dr. Rakesh Tomar, Research Officer, NCTE was received by this office on 22.07.2013 and 29.07.2013. requesting to defend the case including on behalf of NCTE Hqrs.</p> <p>As per the decision of SRC a letter of Hqrs was addressed to the advocate, Shri. Ramakanth Reddy on 31.07.2013 with a request to file an appeal by citing the Supreme Court order regarding strict enforcement of norms/standards, and to get the stay vacated and defend the interest of the NCTE and inform this office about the latest developments of the case.</p> <p>A duly signed Valalatnama in respect of Mandyam Educational Society in W.P.No. 16920 of 2013 was sent to the advocate, Shri. Ramakanth Reddy on 19.09.2013</p> <p>In the mean time a letter dated 20-05-2014 from Sri Venkateswara university Tirupati, (Andhra Pradesh) is received by this office on 16-06-2014 regarding the affiliation of Munivenkatasubba Reddy college of education, D.No.19-9-3 E/4, Motherland campus, Thiruchanoor By pass Road, Tirupati, - 517507, Andhra</p>
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Pradesh for the year 2013-14 which is as under:-

“Conditional affiliation is granted for the B.Ed course offered by the college for the academic year 2013-2014, subject of fulfillment of the conditions pointed out by the university inspection commission and the other general condition as laid down in chapter XI of the laws of the university and the conditions stipulated by the N.C.T.E./Govt. of AP from time to time. This affiliation order is granted subject to final disposal of the above writ petition filed in the Andhra Pradesh High Court, Hyderabad.”

Name of the course	No.Section	Sanctioned Intake
B.E d	01	100

In the letter it is stated that the deficiencies pointed out by the University Inspection Commission are as under:-

1.	The college is not located in the address approved by NCTE and running at Survey no.36/1 of damineedu village and Door No.9-147/1A at Vinayakapuram damineedu village of tiruchanoor gramapanchyat, Tirupati. However the correspondent has filed WPMP No.20519 of 2013 in W.P No.16920 of 2013 regarding change of address against by NCTE and given on entering direction by the high court.
2.	3 labs for physical education and SUPW to be established and physical science mathematics labs to be separated.
3.	Common facilities such as ladies waiting hall staff rooms and office rooms are to be established.
4.	Furniture and equipments in labs, offices such as tables, chairs, work tables in the library, book shelves almarihs are to be improved as per the requirement.
5.	The principal of the college as shown in the proposal is changed and both principal and staff are not appointed by the duly constituted selection committee.
6.	Appoint 3 non-teaching staffs i.e.2 helpers for lab and one for office.
7.	One installment for the university at Rs.50000/-towards corpus fund is due for 2012 according year and also due of sports affiliation entrance fees and late fee for admission.

Sri Venkateswara university has advised to fulfill the deficiencies pointed out by the inspection commission and submit compliance report within 2 months. The

		<p>university has also advised the institution to obtain necessary permission order from NCTE for the unauthorized shifting by the college at the earliest so as to avoid any future complications.</p> <p>The Committee considered the matter, decided and advised Southern Regional Office to:</p> <p>1. Ascertain the current status of the case. The Lawyer has to responded for over a year now.</p> <p>2. If the 'stay' is still in force, the Lawyer should get it vacated soon.</p>
7)	<p>APS08873 M.Ed St. Pouls College of Teacher Education, Bangalore, Karnataka KA</p>	<p>St. Paul's M.Ed College, No.1, 2nd Main, B.D.A Layout, Prashanthnagar, (Pattegarapalya) Bangalore- 560079, Karnataka.</p> <p>St.Paul's M.Ed College, No.1, 2nd Main, B.D.A Layout, Pattegarapalya, Bangalore was granted recognition for M.Ed course with an intake of 25 students vide- order F.SRO/NCTE/M.Ed/2008-09/16029 dated 17.12.2007. Enhancement of intake of 10 seats from existing 25 to 35 has been permitted vide order F.SRO/NCTE/2010-2011/20643 dated 24.08.2010.</p> <p>A report is received on 14.9.2012 from the chairman and on behalf of Members of Bangalore University Task Force on M.Ed. Colleges affiliated to Bangalore University.</p> <p>The report states that " the Task Force visited 7 M.Ed. Colleges affiliated to Bangalore University and submitted its report to the Hon'ble Vice Chancellor on 22nd August, 2012 and further a special meeting of Academic Council of Bangalore University was convened to discuss and approve the report of the Task Force.</p> <p>In the light of the above, the members of Task Force thought of appraising SRC on its findings for kind notice and necessary action".</p> <p>The SRC in its 233rd Meeting held on 26th – 28th September 2012 considered the Report of Bangalore University, Task force of the 7 M.Ed colleges affiliated to Bangalore University vide letter dt. 14/09/2012 and it was decided to serve Show Cause Notice under NCTE Act.</p> <p>Accordingly, a show cause notice was issued to the institution on 19.11.2012. The institution submitted a written representations on 06.12.2012 and 14.12.2012.</p> <p>The SRC in its 241st meeting held on 29th and 31st March and 1st April, 2013 considered the written reply of the institution on the above matter and also the relevant documents of the institution and decided to withdraw recognition for the following reasons:-</p> <ul style="list-style-type: none"> • No documentary proof is submitted for providing exclusive infrastructural facilities for offering D.Ed(APSO 1791)/B.Ed(APSO 1834) and M.Ed (APSO 8873) courses. • Staff list approved by Bangalore University for 2012-13 is not submitted. • Smt. Kalyani's name is available in the approved staff list of Vijaya College dated

	<p>10/10/2012.</p> <ul style="list-style-type: none">• No documentary proof submitted towards the conduct of academic events for awarding Internal assessment marks.• As per the approved staff list dated 08/03/2010 of Bangalore University, the following lecturers are working in M.Ed College. a) Smt. Nandini Vinay b) Smt. Roopa Sharaschander c) Smt.Geetha .K d) Smt.Vedavathi .H e) Smt. Dr. Mary Suvarna As per NCTE norms, there should be 1 HOD/ Associate Professor, 1-Professor and 3 Assistant Professors. Further the name of Smt. Nandini .N is approved by Bangalore University as Assistant Professor for M.Ed Course in Vijaya College dated 10/10/2012 approved by Bangalore University.• As seen from records of the file, the institution is offering B.Ed ,D.Ed and M.Ed course in leased premises. But, as per NCTE Regulations 2009, the institution must has its own permanent building.• As per the VT Report, the built up area earmarked for M.Ed course is 550 sq.mts. which is very much less as per NCTE regulations 2009. <p>Based on the above points the committee decided to withdraw the recognition of the M.Ed course run by the St. Paul's M.Ed College, No. 1, 2nd, Main, B.D.A. Layout, Pattearapalya, Bangalore – 560079, Karnataka from the academic year 2013-14, in order to enable the ongoing batch of students in M.Ed, course, if any, to complete their course.</p> <p>It is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order. The Affiliating body / Examining board / body be informed accordingly. Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore, if any.</p> <p>This office has not yet issued the Withdrawal order to the institution.</p> <p>In the meanwhile, a copy of the Interim order of High Court of Karnataka in W.P.No. 17161 – 17162 filed by Pali Education Society, Prashanthnagar and Karnataka International Education Trust, Banneghatta Road, Bangalore is received by this office on 30.04.2013 from the Principal, St. Paul's College of Education, where in NCTE,New Delhi is the first respondent and SRC,NCTE is the second respondent.</p> <p>The grievance of the petitioners in the writ petitions is that without considering the reply and without providing an opportunity of being heard to the petitioner-institutions, the impugned orders withdrawing the recognition have been passed.</p> <p>The interim order dated 19.04.2013 in W.P.No. 17161 – 17162 reads as under:-</p> <p>“On perusal of the impugned order, I find that without assigning any reasons, the respondent has proceeded to withdraw the recommendation. Prima facie it is clear that there is non-application of mind to the reply submitted and there is no opportunity of hearing given to petitioners. The impugned orders, therefore , prima facie appear to be in clear violation of principles of natural justice. Hence, I am inclined to issue Emergent notice to the respondents , returnable within two weeks.</p>
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	<p>Till the next date of hearing, there shall be an interim order of stay on the impugned orders. Petitioners shall serve the standing Counsel for the respondent University and file acknowledgements for effecting such service mentioned in their names, office to list the matter by showing the names of the Counsel for the University.”</p> <p>The advocate was requested to vacate the interim stay granted to the institution vide order dated 19.04.2013 and defend the case in the interest of SRC, NCTE, Bangalore and NCTE, New Delhi and intimate further developments to this office at the earliest vide this office letter dated 09.05.2013. It was also brought to the Notice of the advocate that the petitioner has not preferred an appeal before the appellate authority, NCTE, New Delhi under section 18 of the NCTE Act.</p> <p>The SRC in its 245th Meeting held on 19th – 21st May 2013, considered the matter and noted the Hon’ble High Court of Karnataka’s direction dated 19.04.2013.</p> <p>The Hon’ble High Court has pointed out in their order dated 25.04.2013 that enough opportunity is being not heard nor given to the petitioner. Enough opportunity was given to the institution by SRC by way of 1) Deficiency letter issued, VT inspection was done 2) Show cause notice was given to the institution in its 233rd meeting held on 26th -28th, 2012 to explain & rectify the deficiencies pointed out in the notices. The institution could not rectify the deficiencies pointed out in the above show cause notice. The lawyer is to be informed that there is no provision for personal hearing by SRC as suggested by the Hon’ble High Court.</p> <p>The Lawyer is to be informed to highlight the strict enforcement of norms/standards as per Supreme court order.</p> <p>Keeping in view, Supreme Court vide their order in Civil Appeal No. 1125-1128/2011 in SLP No. 17165-68/2009 filed by NCTE Vs ors, which reads as under:</p> <p>“An institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. The Council is directed to ensure that in future no institution is granted recognition unless it fulfils the conditions laid down in the Act and the Regulations and the <u>time schedule fixed for processing the application by the Regional Committee and communication of the decision on the issue of recognition it strictly adhered to</u>”.</p> <p>Further,</p> <p>The committee confirmed the action taken to get the ‘stay’ vacated through our advocate vide our letter dated 09.05.2013.</p> <p>On 04.06.2013 and 06.06.2013, this office has received copies of draft statement of objections prepared by the advocate Mr. Ashok Haranahalli .</p> <p>Letters were addressed to the advocate requesting him to file statement of objections and counter affidavit on behalf of SRC, NCTE and also NCTE, New Delhi and vacate</p>
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	<p>the interim stay granted to the institution.</p> <p>As per the decision of SRC in its 245th meeting held on 19th – 21st May 2013 a letter was addressed to the advocate requesting him to file the statement of objections based on the minutes of the 245th meeting of SRC vide F.KA/APS/8873/M.Ed/CC/NCTE/2013/52290 dated 14.06.2013.</p> <p>On 08.07.2013, a revised draft statement of objections pertaining to the institution was received from the advocate and a letter was addressed to the advocate with a request to file the counter affidavit on Pali Education Society and also K.I.E.T M.Ed College, in W.P.Nos. 17161 and 17162 enclosing the duly signed affidavit and a copy of the order in civil appeal No. 1125-1128/2011.</p> <p>On 19.07.2013, this office received an order from the Hon'ble High Court of Karnataka dated 12.07.2013 with respect to Writ Petition Nos. 27243/2013(EN-EX) & 27611-27626/2013 C/W W.P.No.27040/2013 & 27572-588/2013(EDN),W.P.No.20892/2013 .</p> <p>In W.P.No. 27243/2013 & 27611-27626/2013(EDN-EX) filed by Pali Education Society Pattegarpalya wherein the SRC ,NCTE is not a respondent ,the Hon'ble High Court made the following orders :-</p> <p>"I.A.No. I/2013 filed for impleading is allowed.</p> <p>The proposed respondents are permitted to come on record as respondents 3 to 19.</p> <p>The proposed respondents who are permitted to come on record as respondents 3 to 19 are also permitted to appear for the second semester examination, pending disposal of the writ petition or decision to be taken by the NCTE."</p> <p>In W.P.No.27040/2013 and 27572-27588/2013 filed by K.I.E.T College of PG and Research in Education wherein the SRC,NCTE is not a respondent, the Hon'ble High Court made the following orders</p> <p>"I.A.No. II/2013 filed for impleading is allowed.</p> <p>The proposed respondents are permitted to come on record as respondents 3 to 20.</p> <p>The proposed respondents who are permitted to come on record as respondents 3 to 20 are also permitted to appear for the second semester examination, pending disposal of the writ petition or decision to be taken by the NCTE."</p> <p>In W.P.No. <u>20892/2013</u> filed by Gold Field College of Education, where in the SRC,NCTE is the first respondent, Bangalore University is the second respondent and the third respondents are the students (R3-R13).</p> <p>"I.A.No. II/2013 filed for impleading is allowed.</p> <p>The proposed respondents are permitted to come on record as respondents 3 to</p>
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<p>13.</p> <p>The proposed respondents who are permitted to come on record as respondents 3 to 13 are also permitted to appear for the second semester examination, pending disposal of the writ petition or decision to be taken by the NCTE.”</p> <p><u>NCTE is at liberty to communicate the decision of taken by the Committee in respect the petitioners in these connected matters.</u></p> <p>Note : (1) Recognition of Gold Field College of Education, Kolar (APS0 9462) was withdrawn for M.Ed course on 16.05.2013. (2) The SRC in its 241st meeting held on 29th and 31st March and 1st April 2013 decided to withdraw the recognition of St. Paul’s M.Ed College and K.I.E.T College of PG and Research in Education. This office could not issue withdrawal orders to these Institutions as interim stay was granted to these institutions.</p> <p>The above said court orders were placed before SRC in its 258th meeting held on 3-5 January, 2014. The Committee has decided that “<i>Enough opportunities were given to these institutions to explain their cases. We should file an appeal. Ask Lawyer to file and obtain ‘stay’ and report action taken in the 260th meeting</i>”.</p> <p>As per the decision of SRC, a letter was sent to the advocate on 7.3.2014 with the request to file an appeal and obtain stay.</p> <p>Since, no reply has been received, a reminder was despatched on <u>11.6.2014</u> to the advocate with the request to give the status of the appeal filed and to inform.</p> <p>Meantime, a letter has been received from the institution on 27.6.2014 stating that “..... <i>after the verdict of the Hon’ble High Court of Karnataka the copy of the same was submitted to you on 23.12.2013. The same has been duly acknowledged by your office in no. 132378 dated 23.12.2013.</i></p> <p><i>Since, there was no response from you to the said representation and notwithstanding the judicial declaration, the formal communication of recognition to our M.Ed college has not been communicated to us. We have submitted a further representation dated 6.6.2014 urging up on you to expedite the issuance of such a formal order.</i></p> <p><i>He said representation also has been duly received in your office in no 136230 dated 9.6.2014. There after we have been repeatedly calling on you, requesting for issuance of the formal order for continuation of recognition. Unfortunately we have not been furnished any such order. Consequently, the Bangalore University has been declined to renew affiliation for our M.Ed college stating that even in spite of the judicial declaration, the University is required a formal order from you that recognition is continued. We are thus and witched between the NCTE and Bangalore University, one passing on buck to the other.</i></p> <p><i>In the back ground of the what is stated above and keeping in view the passage of time of over six and half months from the date of the verdict rendered by the Hon’ble High Court of Karnataka in W.P. No. 17161-17162 of 2013 and keeping in view of</i></p>
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		<p><i>the representation dated 23.12.2013 and 6.6.2014 already submitted by us. We here by urge upon you to expedite the issuance of a formal order of continuation of recognition to our college without brooking any further delay in the matter.</i></p> <p><i>It is needless to say that our request if would remained without being granted immediately, we would be constrained to approach the Hon'ble High Court with the petition under article 215 of the constitution of India and Section 10 and 12 of Contempt of court article 1971”.</i></p> <p>The Committee considered the matter, decided that, there has been no response from the Lawyer. The Southern Regional Office advised to ask the Lawyer to apply for a review and get the order reversed.</p>
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Consideration of Appeal Orders: (Vol – 1)

8)	<p>APS05395 B.Ed Kamaraj College of Education, Cuddalore, Tamilnadu TN</p>	<p>Kamaraj College of Education, No. 70, Vengan Street, Chidambaram, Cuddalore District, Pin-6080001, Tamilnadu.</p> <p>Kamaraj College of Education, No. 70, Vengan Street, Chidambaram, Cuddalore District, Pin-6080001, Tamilnadu had submitted an application for B.Ed Course on 30.12.2005. The institution was granted recognition on 23.12.2006 with an annual intake of 100 students, with the condition to shift to own premises within 3 years.</p> <p>SRC in its 181st meeting held on 20th-21st August, 2009 where in it was decided that the institution which have not shifted to the permanent premises even after the expiry of three years time limit be issued notice under Section 17 of NCTE Act for further action. Accordingly, notice was issued to the institution on 11.09.2009. The institution vide its letter dated 28.09.2009 stated that the college owns its building from the commencement of college and we declare that it is not rental. The building is our own and permanent.</p> <p>A complaint has been received from Thiru K. Devarajan, M.A, M.Ed, Director of Matriculation Schools, Chennai-600006, Tamilnadu stating as follows:-</p> <p>“I would like to bring to your kind attention, that one B.Ed college in the name of Kamaraj College of Education (Women) is functioning in the first floor of Kamaraj Matriculation Higher Secondary School in 70 Vengan Street, Chidambaram, Cuddalore District of Tamilnadu. When this matter was first reported by the inspector of Matriculation Schools, Cuddalore, Director of Matriculation Schools has sent a notice the management about the functioning of college of education in the building of matriculation school. The correspondent wrote a letter dated 14.2.2001 to this Directorate stating that no such college of education is functioning within the campus of Kamaraj Matriculation Higher Secondary School.</p> <p>Hence another inspector of Matriculation Schools, Thanjavur District was asked to verify the facts and sent a report. In his letter Rc.No.192/A1/2011 dated 10.03.2011 sent a detailed report along with photographs stating that a college of education is functioning in the first floor of the matriculation school and confirmed the report of the inspector of matriculation school, Cuddalore.</p>
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	<p>I hope NCTE rules do not permit the functioning of either Teacher Training Institute or B.Ed College of Education in the premises of other institutions. Hence I request you to take necessary action in this regard.</p> <p>Photographs and copy of the reports of inspector of Matriculation Schools, Cuddalore and Thanjavur are enclosed”.</p> <p>On the basis of complaint, a show cause notice was issued to the institution on 27.05.2011. The institution had submitted its reply on 29.06.2011.</p> <p>The SRC in its 211th meeting held on 21st-23rd September, 2011 has considered the written reply and all other relevant documents and decided to cause re-inspection at the premises under NCTE Act. The institution is directed to submit inspection fee of Rs. 40,000/-. Accordingly, the inspection of the institution was conducted on 16.02.2012. The institution has not submitted the inspection fee for Rs. 40,000/-</p> <p>The SRC in its 224th meeting held on 14th-17th June 2012 has considered the VTR, VCD and all the relevant documentary evidences and it was decided to serve Show cause Notice. Accordingly, Show cause notice was issued to the institution on 06.07.2012. The institution submitted its reply on 27.07.2012.</p> <p>The SRC in its 233rd meeting held on 26th-28th September, 2012 has considered the reply of the institution vide letter dated 27.07.2012 and all the relevant documentary evidences and decided to serve Final Show Cause Notice under NCTE Act. Accordingly, a Show cause notice was issued to the institution on 30.10.2012. The institution had submitted its written representation on 17.10.2012.</p> <p>The SRC in its 237th meeting held on 05th-06th January of 2013 considered the written representation of the institution vide letter dt. 17.10.2012 and all the relevant documentary evidences and decided to serve Show cause Notice under NCTE Act. Accordingly, Show Cause notice was issued to the institution on 16.02.2013. The institution has submitted written representation on 11.03.2013.</p> <p>The SRC in its 245th meeting held on 19th -21st May, 2013 has considered the written reply of the institution on the above matter and also the relevant documents of the institution and decided to withdraw recognition for the following reasons:-</p> <ol style="list-style-type: none">1) Building Completion Certificate is not approved by competent Govt. Engineer.2) The institution has not submitted approved staff list from the affiliating body/ University. <p>Based on the above points the committee decides to withdraw the recognition of the B.Ed course run by the Kamaraj College of Education, No. 70, Vengan Street, Chidambaram, Cuddalore District,-608 001, Tamilnadu, from the academic year 2013-14, in order to enable the ongoing batch of students in B.Ed, course, if any, to</p>
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	<p>complete their course.</p> <p>Accordingly, withdrawn order was issued to the institution on 18.06.2013.</p> <p>The institution preferred appeal to NCTE, Hqrs and the Appellate Authority vide order no. F.No.89-451/2013 Appeal/18th Meeting- 2013 dated 10.01.2014 received in the office of SRC on 28.01.2014 has stated as follows:</p> <p>“after perusal of the memorandum of appeal, affidavit, the documents available on records the Council concluded that the SRC was justified in withdrawing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed.</p> <p>NOW THEREFORE, the Council hereby confirms the Order appealed against”.</p> <p>The Committee took note the matter.</p>
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Consideration of Request for withdrawal of recognition: (Vol – 1)

SI . N o.	Code No Course Name of the institutions State	Remarks
9)	APS08931 M.Ed Sree Siddaganga College of Education, Tumkur, Karnataka KA	<p>SreeSiddaganga College of Education, Tumkur District,, Karnataka</p> <p>Southern Regional Committee, NCTE granted recognition to Sri Siddaganga College of Education, B.H.Road, Tumkur-572102,Karnataka for Conducting M.Ed course of One years duration with an annual intake of offering 25 students and recognition was granted to the Institution on 30/08/2008.</p> <p>Now, a letter dated 02/07/2014 is received by this office on 07/07/2014 started as follows: I wish to State that we have decided to close down one unit of M.Ed Course of Sree Siddaganga College of Education from 2014-2015 to fillup the deficiency of built up area and to fulfill the 2009 NCTE norms. In this regard permission is obtained from the Government and also from the Tumkur University for the closure of M.Ed Course. The copies recived from the Government and also from the university are enclosed herewith for your kind reference.</p> <p>Hence I request your good office to kindly accord permission for closure of M.Ed Course from the year 2014-15 and oblige.</p> <p>The Committee considered the Institutions request for closure of M.Ed course and decided to permit the closure by withdrawing the recognition for (APS08931) M.Ed course with effect from 2014-2015, in order to enable the ongoing batch of students in M.Ed course, if any, to complete their final year</p>

		<p>course.</p> <p>But it is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order.</p> <p>The Affiliating body / Examining board / body be informed accordingly.</p> <p>Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore. after ensuring settlement of all staff claims.</p>
10)	<p>APS05524 D.Ed Sree Mahantesw hware Shikshana Samithi, Belgaum, Karnataka KA</p>	<p>SreeMahanteshwara Shikshana Samithi, Belgaum District, Karnataka</p> <p>Southern Regional Committee, NCTE granted recognition to Shri Mahanteshwar D.Ed College, Murgod, Soudatti Taluk, Belgaum District-591119, Karnataka for Elementary (D.Ed) course of two years duration with an annual intake of 50 students and recognition was granted to the Institution on 09/07/2007.</p> <p>Now, a letter dated 15/06/2014 is received by this office on 03/07/2014 from the Institution requesting to Closer of the D.Ed Course.</p> <p>“Due to non available of students for the D.Ed course in the academic year 2013-14, the management of the above institution decided to close the course of D.Ed from the academic year 2014-15,</p> <p>The Committee considered the Institutions request for closure of D.Ed course and decided to permit the closure by withdrawing the recognition for (APS05524) D.Ed course with effect from 2014-2015, in order to enable the ongoing batch of students in D.Ed course, if any, to complete their final year course.</p> <p>But it is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order.</p> <p>The Affiliating body / Examining board / body be informed accordingly.</p> <p>Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore, after ensuring settlement of all staff claims.</p>
11)	<p>APS01483 D.Ed Sri Venkatesw ara Chendil Kumaran Teacher Training Institute, Bangalore, Karnataka KA</p>	<p>Sri Venkatshwara Chendil Kumaran Teacher Training Institute, T.R. Nagar, Bangalore-560028, Karnataka</p> <p>Friends Cultural Education Society, Bangalore, Karnataka had submitted an application to SRC, NCTE for grant of recognition in the name and style of Sri Venkateswara Chendil Kumaran Teacher Training Institute, T.R. Nagar, Bangalore-560028, Karnataka. SRC granted recognition to Elementary (D.Ed) Course of two and half years duration from the academic session 2004-2005 with an annual intake of 50 students on 29.11.2004.</p> <p>Now, the institution has submitted its written representation on 18.06.2014 stating as follows:- “the D.Ed courses are not being conducted since 2013-14 because of not getting</p>

		<p><i>students, even the DIET inspecting authority visited on 10.06.2014 and given the report (enclosed). Hence recognition may kindly be cancelled and the original FD receipt may kindly be returned and oblige”</i></p> <p><u>Note:</u> The institution has submitted series of written representation on 21.04.2014, 28.04.2014, 30.04.2014 asking for returning of original FDRs. The institution has submitted No due certificate from govt. and no dues from the staff (30.04.2014).</p> <p>The Committee considered the Institutions request for closure of D.Ed course and decided to permit the closure by withdrawing the recognition for (APS01483) D.Ed course with effect from 2014-2015, in order to enable the ongoing batch of students in D.Ed course, if any, to complete their final year course.</p> <p>But it is made clear that the institution is debarred from making any further admission subsequent to the date of issue of this order.</p> <p>The Affiliating body / Examining board / body be informed accordingly.</p> <p>Further decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore. after ensuring settlement of all staff claims.</p>
12)	<p>APS07341 APS03729 APS07266 B.Ed B.Ed M.Ed ARR College of Education, Thanjavur, Tamilnadu TN</p>	<p>A.R.R College of Education, Kumbakonam, Thanjavur, Tamilnadu</p> <p>A letter dated 10.07.2014 was received from the Chairman ARR Trust on 10.07.2014 stating as follows:</p> <p>“We hereby request you to withdraw the Recognition from NCTE. We have already informed you kind-self through our previous letters. Accordingly we have informed the Tamilnadu Teachers Education University Chennai and got the Order for Withdrawal of affiliation. The original order for withdrawal of affiliation from the university and the original no-due letters from the staffs worked in the above institutions has also been submitted to you on 17.06.2014.</p> <p>So, we kindly request you to issue an Order of Withdrawal of Recognition for the above institutions and release the Original Endowment Fund FDR’s held with you for the same to us and oblige. Kindly do the needful at the earliest.”</p> <p>The status of all three institutions (i.e. APS07341/B.Ed, APS03729/B.Ed and APS07266/M.Ed courses) are as follows:</p> <p><u>APS07341/B.Ed, ARR College of Education, No. 156, ARR Road, Kumbakonam – 612001, Thanjavur District, Tamilnadu</u></p> <p>ARR Trust, Thanjavur District, Tamilnadu had submitted an application to the Southern Regional Committee of NCTE for grant of recognition to ARR College of Education, No. 156, ARR Road, Kumbakonam – 612001, Thanjavur District,</p>

	<p>Tamilnadu for B.Ed course on 21.08.2006.</p> <p>The application was processed and the inspection of the institution was conducted and finally SRC granted recognition for offering B.Ed course with an intake of 100 students on 11.12.2007.</p> <p>The institution has submitted a letter dated 01.02.2014 received on 03.02.2014 stating that the affiliation of the institution was withdrawn by the TNTEU, Chennai and the FDR's returned by NCTE has been lost and it could not be traced out in spite of repeated search. It was requested to sign in the form of agreement to indemnify to get the duplicate copy of FDR from the Bank.</p> <p>On 17.06.2014, the institution has submitted another letter dated 17.06.2014 stating that, <i>"With reference to the above institution (APS05169, APS07266 and APS07341), we have already closed the same and informed your kind-self through our previous letter. Accordingly we have informed the Tamil Nadu Teachers Education University Chennai and got the Order for Withdrawal of Affiliation.</i></p> <p><i>Further, upon your orders we have received the No-due letters from the staff worked in the above institution accordingly.</i></p> <p><i>We are hereby enclosing the original order for withdrawal of affiliation from Tamilnadu Teachers Education University and the original No-due letters from the staffs.</i></p> <p><i>We kindly request you to release the original endowment fund FDR's held with you for the above institution to us and oblige.</i></p> <p><i>Kindly do the needful at the earliest."</i></p> <p><u>APS03279/B.Ed, ARR College of Education, 153, AR Ramasamy Road, umbakonam,Thanjavur District – 612 001.</u> ARR College of Education, 153, AR Ramasamy Road, umbakonam,Thanjavur District – 612 001 had submitted an application to the Southern Regional Committee of NCTE for grant of recognition for B.Ed course on 30.12.2004.</p> <p>The application was processed and the inspection of the institution was conducted and finally SRC granted recognition for offering B.Ed course with an intake of 100 students from the academic session 2004-05 on 17.11.2005.</p> <p>The institution has submitted a letter dated 01.02.2014 received on 03.02.2014 stating that the affiliation of the institution was withdrawn by the TNTEU, Chennai and requested to deliver the original FDR's.</p> <p><u>APS07266/M.Ed, A.R.R College of Education, No.156, ARR Road, Kumbakonam-612001, Thanjavur, Kumbakonam, Tamilnadu</u> A.R.R College of Education, No.156, ARR Road, Kumbakonam-612001, Thanjavur,</p>
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	<p>Kumbakonam, Tamilnadu was accorded recognition for M.Ed course with an intake of 25 students on 12.12.2007.</p> <p>A.R.R TTI, Kumbakonam, Tamilnadu was accorded recognition for D.T.Ed course with an intake of 50 on 2.9.2006. Based on the directions of MHRD, inspection under section 17 of the above institution for D.T.Ed course was carried out on 17.12.2008. The VT report, VCD, original application file along with other documents were placed before SRC in its 169th meeting held on 12-13 January 2009. SRC decided to issue notice under section 17 of NCTE Act for D.T.Ed course.</p> <p>As per the decision of SRC, a notice under Section 17 notice was issued on 31.07.2009 for D.T.Ed course. In reply to the Notice, the institution has submitted written representation on 26.08.2009. The Committee considered the matter in its 182nd meeting held on 31st August 2009 and decided to conduct inspection under Section 17 of NCTE Act for shifting of premises to permanent building, after submission of Encumbrance Certificate from the Competent Government authority and other relevant documents.</p> <p>A letter was issued to the institution on 07.10.2009 to submit the reply. The institution did not submit written representation even after the stipulated period. The Committee in its 189th meeting of SRC considered the matter and decided to cause inspection to the institution. Accordingly, a letter was issued to the institution on 2.3.2010.</p> <p>Inspection under section 17 for D.T.Ed course was conducted on 29.05.2010 and the report of the institution was considered by the Committee in its 193rd meeting held on 21st-22nd June 2010. The Committee decided to issue Notice to the institution for D.T.Ed course. Further, the Committee has decided to withdraw M.Ed. course (APS07266) due to shortage of space/ built-up area with immediate effect.</p> <p>Accordingly, withdrawal order to M.Ed course was issued to the institution on 27.7.2010.</p> <p>Meantime, the institution has approached to the Hon'ble High Court of Madras in W.P. No. 17330 of 2010 and the Hon'ble Court has granted an interim stay order of SRC-NCTE.</p> <p>The court has ordered as follows: <i>“According to the learned counsel for the petitioner, the recognition granted by the National council for Teachers Education(NCTE) for an institution to conduct is permanent and the same cannot be withdrawn without following the procedure laid down under section 17 of the NCTE Act. The said procedure contemplated in the Act has not been followed and the respondent has conducted inspection only in respect of D.T.Ed courses and not for M.Ed courses and no opportunity was given to the petitioner before passing the impugned order.</i> <i>Therefore, the impugned order is in violation of the principals of natural justice and it cannot be put against the petitioner, Hence, the impugned proceeding is vitiated.</i></p> <p><i>2. Considering the submission and circumstances, there will be order of interim stay.</i></p>
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	<p><i>Issue notice to the respondent returnable in four weeks”.</i></p> <p>The Committee considered the matter in its 195th meeting held on 15th-16th August 2010 and it was decided to serve Showcause Notice Under Section 17 of NCTE Act .In the light of Court judgement to initiate separate fresh action for the ongoing M.Ed. programme because of the following deficiencies:-</p> <ol style="list-style-type: none">1) The building consists of two blocks A and B of two floors each. The institution is situated in the ground and 2nd floor of the A Block of the building. The utility of I Floor of ‘A’ Block and the utility of the ‘B’ Block is not specified. The same building is being used for running other programmes which is not acceptable as per the norms.2) For both the existing B.Ed. & M.Ed. programmes, only 18,000 sq.ft. built up area is available/earmarked, whereas the built-up area actually required as per norms should be 22,000 sq.ft. Hence, M.Ed. programme lacks adequate built up area. <p>Accordingly notice was issued to the institution on 22.9.2010 to submit the reply within 21 days. The institution has submitted its reply on 19.11.2010. SRC considered the reply in its 198th meeting held on 24th-26th November 2010 and decided to cause composite inspection of all the teacher education programme under section 17 of NCTE Act. The institution is directed to submit the following within 30 days of the receipt of the notice. Demand Draft of Rs.40,000/- inspection fee towards each of the courses being run, in favour of “The Member Secretary, NCTE” payable at Bangalore, other relevant documents to be submitted and to ascertain offering of other programmes in the same building/premises along with the existing courses. The institution has not submitted fee of Rs.40000/- so far. The institution has not submitted fee of Rs.40000/- so far.</p> <p>As per the decision of Committee, inspection of the institution was fixed between 14th-19^h February 2011 and was intimated to the institution on 08.02.2011. Accordingly VT member’s visited the institution. The VT members stated as follows:</p> <p>“As per the letter F.SRO/NCTE/2011/Vt/26879 & 26880 dated 8.2.2011, we went to inspect the ARR College of Education (APS207266, M.Ed) on 15.2.2011 after intimating them about our visit. Already we requested the ARR college management to tell us the suitable date for inspection form 15.2.2011 to 17.2.2011. but the management was not willing for the inspection and siad that they have approached the Honorable court and orders are already served to the NCTE. And also said that within the short period they are not ready for the inspection and suggested that it may be conducted at a later date in April 2011. A letter was given from ARR College of Education, which is enclosed herewith. (Copy of letter submitted by institution enclosed).</p> <p>The SRC in its 202nd Meeting held on 14th – 15th March, 2011 considered the matter and all relevant documents and decided to cause inspection to examine whether the institution fulfils all the requirements as per the norms, for the proposed programme, subject to the condition that the deficiencies, if any, were duly rectified by the institution, as per the norms.</p>
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Consideration of Other Cases: (Vol – 1)

Sl . No.	Code No Course Name of the institutions State	Remarks
13)	APS02061 T.T.C CNN Teacher Training Institute, Thrissur, Kerala KL	<p>C.N.N. Teacher Training Institute, Cherpu (P.O.) Cherpu, Pin-680561, Thrissur District, Kerala</p> <p>The institution had requested for closure of TTC course (Elementary) due to non-admissions vide its letter dated 08.05.2014.</p> <p>The matter was placed before SRC in its 268th Meeting of SRC held during 4 – 5 June ,2014 and the Committee considered the institution's request and decided to permit closure by withdrawing the recognition for (APS02061-B.Ed) course with effect from 2014-15 ,in order to enable the ongoing batch of students in B.Ed course, if any to complete their final year course.</p>

		<p>Due to oversight, the name of the course was wrongly mentioned as B.Ed [instead of TTC(Elementary)] in the agenda as well as the index.</p> <p>Hence , the SRC may kindly excuse the mistake and review the decision .</p> <p>The Committee considered the matter, advised Southern Regional Office to carry out the correction as requested and replace ‘B.Ed’ by D.Ed.</p>
14)	<p>APS09258 M.P.Ed Koviloor Andavar College of Physical Education, Sivagangai, Tamilnadu TN</p>	<p>Koviloor Andavar College of Physical Education & Sports Science, Koviloor, Sivagangai District-630307, Tamilnadu</p> <p>Sanatana Dharma World University Trust, Koviloor, Near Karaikudi, Sivagangai District-630307, Tamilnadu has submitted an application for grant of recognition to Koviloor Andavar College of Physical Education & Sports Science, Koviloor, Sivagangai District-630307, Tamilnadu for conducting M.P.Ed course with an annual intake of 30 student on 07.12.2007. The institution was granted recognition on 22.08.2008.</p> <p>Now, the institution has submitted its written representation on 06.06.2014 stating as follows:-</p> <p><i>“...we are conducting classes for B.P.Ed course from 11th September 2007 and for M.P.Ed course from 22nd August 2008. In M.P.Ed course the permitted strength of students is only thirty (30) per year (1st & 2nd) only.</i></p> <p><i>Since we are having a demand for the M.P.Ed course in our area for the past two (2) years, we request you to kindly increase the strength of students for admission from 30 to 40 numbers at least. So that, we can serve better to the student’s community who are aspiring to become a good Physical Education Teachers or Sports person.”</i></p> <p>The Southern Regional Committee considered the matter and all relevant documents and decided to cause inspection to examine whether the institution fulfils all the requirements as per the norms, for the proposed increase in intake of M.P.Ed course, subject to the condition that the deficiencies, if any, were duly rectified by the institution, as per the norms.</p> <p>The Committee also advised Southern Regional Office to cause inspection after collecting the ‘fee’ for enhancement of intake.</p>
15)	<p>SRCAPP13 92 D.Ed St.Marys D.Ed College, Prakasam</p>	<p>St. Marys D.Ed College, Plot/Khasar No. 728/1,2,3, Podili Village and Post, Podili City & Taluk, Prakasam District- 523240, Andhra Pradesh.</p> <p>Joseph Sriharsha & Mary Indrajaya Educational Society, Street No. 5, Plot No. 102, Hill Court Colony, Vanasthalipuram Post & Taluk, Hyderabad City, Rangareddi District- 500070, Andhra Pradesh had applied for grant of recognition to St. Marys D.Ed College, Plot/Khasar No. 728/1,2,3, Podili Village and Post, Podili City & Taluk, Prakasam District- 523240, Andhra Pradesh for D.El.Ed Course of two years duration under</p>

<p>District, Andhra Pradesh AP</p>	<p>Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE onli on 30.09.2011 and physical copy received on 03.10.2011.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 18.10.2011/ 14.12.2011. A deficiency letter was issued to the institution on 29.12.2011. The institution has replied to the deficiency letter on 02.03.2012.</p> <p>The SRC in its 221st meeting held on 19-20th April, 2012, considered the reply of the institution dt. 02.03.2102 and all the relevant documentary evidences and it was decided to serve Show cause Notice under Section 14(1) of NCTE Act.</p> <p>Accordingly, show cause notice was issued to the institution on 15.05.2012. The institution has submitted its written representation dt. 05.06.2012.</p> <p>The SRC in its 225th meeting held on 26th-27th June 2012, considered the reply of the institution and decided and advised SRO to scrutinize the application in detail and put up in the next SRC meeting.</p> <p>As per the decision of SRC the application was scrutinized and placed before SRC in its 229th Meeting held on 30th-31st July, 2012 and the Committee duly considered the reply of Show Cause Notice and the reply is unconvincing and not satisfactory, deficiencies still persist as under:</p> <ol style="list-style-type: none"> 1. Approved blue print of the building plan in the name of the proposed college issued by competent civil authority is not submitted. 2. Notarized land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the <u>educational purpose</u> is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes. 3. Proof of completion of 3 academic sessions towards B.Ed course which is already run by the institution from the affiliating body/State Govt/examining body is not submitted. <p>Under the above grounds and as <u>per 8 (3) of Regulations 2009</u>:</p> <p><i>“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. Maximum intake capacity of an institution taking into consideration of all courses, alongwith additional intake, in any case, shall not exceed 300”.</i></p> <p>The Hon'ble Supreme Court's order dated 31.1.2011 in Civil Appeal No. 1125-1128/2011 in SLP No. 17165-68/2009 filed by NCTE Vs ors, which reads as under:</p> <p>“An institution is not entitled to recognition unless it fulfils the conditions specified in various clauses of the Regulations. The Council is directed to ensure that in future no institution is granted recognition unless it fulfils the conditions laid down in the Act</p>
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	<p>and the Regulations and the time schedule fixed for processing the application by the Regional Committee and communication of the decision on the issue of recognition it strictly adhered to”.</p> <p>Under the above grounds and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.El.Ed course.</p> <p>Accordingly, rejection order was issued to the institution on 03/09/2012.</p> <p>Aggrieved by the rejection order of SRC the institution preferred an appeal to NCTE-Hqrs and the appellate authority in its order No. F.No. 89-508/2012Appeal/12th Meeting-2012 A 61771 dated 03/01/2013 stated that “...the council concluded that there was adequate ground to accept the appeal and remand the case to SRC”.</p> <p>The SRC in its 240th meeting held on 9th-11th March 2013, considered the Appellate authority order dt. 03/01/2013 and it has decided to further process the application of the said institution, for necessary action.</p> <p>As per decision of SRC, the application was processed and placed before SRC in its 244th Meeting held on 09th-11th May, 2013 and the Committee has considered the Appellate authority order dt. 03.01.2013, reply of the institution to the show cause notice and the reply is unconvincing and not satisfactory, deficiencies still persist as under:</p> <ol style="list-style-type: none">1. Certified copy of the land documents duly approved by the competent authority is not submitted.2. Original approved blue print of the building plan in the name of the proposed college issued by competent civil authority is not submitted.3. Proof of completion of 3 academic sessions towards B.Ed course which is already run by the institution from the affiliating body/State Govt/examining body is not submitted. <p>Under the above grounds and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per NCTE Regulations 2009, to reject the application of the institution for recognition of D.Ed course.</p> <p>Accordingly, a rejection order was issued to the institution on 07.06.2013.</p> <p>In the mean time, an email letter has been received by SRC from the Advocate, in W.P.No.16561 of 2013 filed by St. Marys D.Ed College, Prakasam District, Andhra Pradesh.</p> <p>A letter sent to advocate along with brief of the case on 20.06.2013.</p> <p>A letter has been received from Shri Ramakanth Reddy, Advocate through fax on 11.07.2013 stating that the SRC reiterated what was set aside by the appellate authority. Kindly place it before the SRC immediately as the matter is coming up for</p>
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	<p>hearing on Monday the 15.07.2013.</p> <p>The SRC in its 248th meeting held on 13th to 15th July, 2013 has considered the matter and decided to <i>"inform the Lawyer about the grounds on which rejected the application. Further the lawyer to be informed to defend our order in the court on 15.07.2013 specifically citing the NCTE Regulations and the Supreme Court Order about strict enforcement of norms/standards"</i>.</p> <p>As per the decision of SRC, a letter was issued to the institution on 17.7.2013 along with brief of the case.</p> <p>A duly signed counter affidavit was sent to the advocate on 18.7.2013.</p> <p>A court notice has been received from the Hon'ble High Court of Andhra Pradesh on 28.10.2013 in W.P. No. 26127 of 2013 filed by the above said institution.</p> <p><i>"The institution has prayed that this Hon'ble Court may please to direct the 2nd respondent to forthwith reconsider the application of the petitioners bearing number SRCAPP1392 in terms of the order dated 31.2013 passed by the 1 respondent and pass such other order or others as are deemed fit and proper in the facts and circumstances of the case"</i>.</p> <p>Accordingly, a letter to the advocate was sent along with brief of the case on 4.11.2013.</p> <p>Shri. Ramakanth Reddy, advocate has forwarded counter affidavit for attestation. Accordingly, duly signed counter affidavit was sent to the advocate on 7.11.2013.</p> <p>This office has received court order in W.P.No. 26127 of 2013 filed by the above said institution.</p> <p>The Hon'ble court has ordered as follows</p> <p><i>".....At the hearing, it has come out that the academic year 2012-13, for which the petitioners made application, has already expired and the new academic year 2013-14 is scheduled to commence in a month or two. The counter affidavit has referred to the judgment of the Apex Court in Maa Vaishno Devi Mahila Mahavidyalaya v. State of Uttar Pradesh & Others in support of the plea that no recognition for the year 2012-14 can be granted, as the cut off date, namely, 03.03.2013 for recognition has already been crossed. In my opinion, the said judgment applies to the cases where recognitions are to be granted in ordinary course of things. In the present case, on account of the highly unreasonable and arbitrary conduct of respondent no. 2, the petitioners have been deprived of one academic year. Had respondent no. 2 complied with the appellate order at the earliest the petitioners would have been granted recognition on or before the cut off date. The petitioners cannot be put to sufferance due to the reasons, which are solely attributable to respondent no. 2. Therefore, in the facts and circumstances of the present case, it could be grave travesty of justice if the petitioners are not permitted to start the course during the academic year 2013-14. As there is still adequate time left for respondent no. 2 for</i></p>
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	<p>completion of the formalities, this court is inclined to accept the plea of the petitioners for giving appropriate directions to respondent no. 2 to enable them to commence the course in the academic year 2013-14.</p> <p><u>In the result, the impugned order of respondent no. 2(SRC-NCTE) is quashed and the writ petition is accordingly allowed with costs of Rs. 10,000/- against respondent no. 2. Respondent no. 2 is directed to forthwith consider the application of petitioner no. 1 made for the academic year 2012-13 for grant of recognition for the academic year 2013-14 by ignoring the reasons on which its application was rejected. Respondent no. 2 shall depute an inspection team and, after completing all the formalities, it shall complete the process of granting recognition to the petitioners before the process of counseling is commenced for the academic year 2013-14.</u></p> <p>As a sequel, WPMP no. 32284 of 2013 filed by the petitioners for interim relief shall stand disposed of as in fructuous”.</p> <p>A letter has been received from NCTE-Hqrs., on 16.12.2013 directed as follows;</p> <p>a) The petitioner has not exhausted the alternative remedy of appeal available u/s 18 of NCTE Act, 1993 and approached directly to the Hon'ble Court.</p> <p>b) The institution cannot be granted recognition for the academic session 2013-14 at this juncture under any circumstances, as directed by the Hon'ble Court, in the light of the time schedule fixed by the Apex Court in the matter of Maa Vaishno Devi Mahavidyalaya and ors.</p> <p>c) The Hon'ble Court in the matter of Adarsh Shiksha Mahavidyalaya v. Subbash Rahangdale, (2012) 2 SCC 425, in para 87 inter-alia held the following:</p> <p><i>“87(i) The Regional Committees established under section 20 of the 1993 Act are duly bound to ensure that no private institution offering or intending to offer a course of training in teacher education is granted recognition unless it satisfies the conditions specified in Section 14(3)(a) of the 1993 Act and Regulations 7 and 8 of the Regulations. Likewise, no recognized institution intending to start any new course or training in teacher education shall be granted permission unless it satisfied the conditions specified in Section 15(3)(a) of the Act and the relevant Regulations.”</i></p> <p>It is also requested Regional Director, SRC to file a Letter Patent Appeal(LPA)/Writ Appeal against the above order immediately.</p> <p>Accordingly, a letter was sent to the advocate on 17.12.2013.</p> <p>The Committee considered the matter, letter dated 16/12/2013 from NCTE (H'qrs) New Delhi and decided to remind the Lawyer to file an appeal and obtain stay. The matter to be pursued with the lawyer.</p> <p>As per the direction SRC, a letter along with brief of the case was sent to Advocate, Shri, K. Ramakanth Reddy on 22.01.2014 with the request to file an appeal and defend the case on interest of SRC, NCTE and NCTE Hqrs.</p>
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	<p>A letter has been received from K. Ramakanth Reddy, Advocate along with appeal affidavit and Condone delay petition for signature of Regional Director, SRC, NCTE and a letter along with appeal affidavit and condone delay petition duly signed was sent to the Advocate on 04.02.2014.</p> <p>An e-mail letter has been received from the advocate on 16.04.2014 with the request to present status of the application of the college.</p> <p>Accordingly, the brief of the case was sent to the advocate on 21.04.2014.</p> <p>On 28.04.2014 a Court notice has been received from Hon'ble High Court of Andhra Pradesh in W.A.M.P. No. 1243 of 2014 in WASR 14034 of 2014 filed by Joseph Sriharsha Mary Indrajaya Educational Society. It is directed that the appeal will come on for hearing on the day of 24.04.2014. Hence, you are hereby directed to appear in person or by counsel. The notice has been ordered by Court on 03.04.2014.</p> <p>Accordingly, a brief of the case was sent to the advocate on 1.05.2014.</p> <p>On 1.5.2014 a Contempt notice in CC No. 601 of 2014 filed by Joseph Sriharsha Mary Indrajaya Educational Society in the Hon'ble High Court of Judicature of Andhra Pradesh at Hyderabad. The Honorable High Court has directed to appear in person before Hon'ble High Court of Andhra Pradesh at Hyderabad on 06.06.2014 at 10.30 a.m.</p> <p>The Southern Regional Committee in its 266th meeting held on 2nd May, 2014, considered the matter, Hon'ble High Court of Andhra Pradesh order dated 03.04.2014, decided and advised Southern Regional Office to</p> <ol style="list-style-type: none">1). ask our lawyer to file a review application citing the Supreme Court order (s) about new Regulations.2). if the review application filed succeeds, the appeal can be withdrawn. <p>As per the decision of SRC, a letter was sent to the advocate Shri.Ramakanth Reddy on 26.05.2014 along with the brief of the case and to file an appeal as per Hon'ble High Court order in C.C.No.601 of 2014 dated 16.04.2014, Under Secretary, SRC, NCTE has appeared before Hon'ble High Court of Hyderabad, Andhra Pradesh State on 06.06.2014 at 10.30 a.m.</p> <p>A letter was sent to the advocate, Shri. Ramakanth Reddy, on 12.06.2014 requesting him to furnish the present status of appeal filed and to inform the action taken.</p> <p>This office is in receipt of a letter from Shri. K.Ramakanth Reddy, advocate 16.06.2014 stating as under ;</p> <ol style="list-style-type: none">1) The C.C. No. 274 / 2014 and C.C. 601/2014, were heard by the Hon'ble High Court today. The appeal W.A.M.P 1243/2014 – WASR 14034/14 was not listed today.2) In CC 274 /2014 Additional Counter was filed by us. The counsel for the college
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		<p>took time for filing reply .The matter will be listed on next Friday.</p> <p>3) <u>CC601/14 was heard by the Hon'ble Court in the presence of Mr.Sriraman. avoid contempt, NCTE should comply with the Hon'ble Court order subject W.A.MP 1243/2014 and WASR 14034/2014. I informed the Hon'ble Court th subject to writ appeal the matter will be placed before SRC on 2nd – 3rd J meeting for compliance. The matter will be listed again on 07.07.2014.</u></p> <p>The SRC in its 269th Meeting held on 1- 2 July,2014 considered the matter a decided as under :</p> <ol style="list-style-type: none"> 1. <u>In pursuance of the Court order , Cause Inspection.</u> 2. <u>Advise the lawyer to pursue the appeal</u> <p>In view of the Supreme Court order ,(dated 07.03.2014 read with order dated 10.09.2013), with respect to processing of applications, the matter is again placed before SRC for decision and direction.</p> <p>The Committee considered the matter, advised Southern Regional Office to ask the Lawyer to appear before the Court and explain our difficulty in implementing this order because of the Supreme Court directive w.r.t. the proposed new Regulations.</p>
16)	<p>APS04339 B.Ed Sri Chaitanya College of Education, Prakasam, Andhra Pradesh AP</p>	<p>Sri Chaitanya College of Education, Ongole Raod, Podili, Prakasam District, Andhra Pradesh</p> <p>An application was submitted by Sri Chaitanya College of Education, Ongole Raod, Podili, Prakasam District, Andhra Pradesh for grant of recognition to B.Ed course in the office of SRC-NCTE, Bangalore. The application was processed as per the provisions contained in Rules and Regulation, Norms and Standards vogue at that point of time and the recognition was granted to the university vide order dt 09.03.2006 with stipulated conditions.</p> <p>The NCTE Hqrs vide letter dated.10.10.2008 has drawn the attention of the SRC, Bangalore by way of forwarding a print out of an E-mail received by them wherein a complaint has been made against six colleges in Podili village in Prakasam District, Andhra Pradesh. From the records available in the office the matter of all six colleges as referred in complaint was examined and it was observed that Podili is a village having as many as 10 colleges granted recognition by SRC-NCTE over a period of around 6 years. From the perusal of the documents and a close study of geographical location of these institutions it was estimated that all the 10 colleges are located in Podili Village within a radius of 4-5 kms. The matter was considered by SRC in its 167th meeting held on 17th-18th November 2008. The SRC after careful consideration of all aspects decided to conduct inspection under section 17 of NCTE Act 1993 for the teacher education institutions located at Podili village.</p> <p>The inspection of the institution under section 17 was conducted on 24.12.2008. The VTR was placed before SRC in its 170th meeting held on 16th-17th February 2009.</p>

	<p>SRC considered the VTR's and observed that some complaints have been received regarding inspections and the VTR's are also lacking clarity. Hence SRC decided to examine the whole matter by deputing an expert team consisting of SRC members.</p> <p>An expert committee visited the institution situated near and around Podili, Prakasam District during 9th-10th March 2009 and the same was considered by SRC in its 171st meeting held on 16th-17th March 2009 and SRC decided to issue notice under Section 17 and accordingly a show cause notice was issued to the institution on 04.04.2009 for the following reasons:</p> <ol style="list-style-type: none">1. The institution was accorded recognition at Opp. APSRTC Bus Stand, Viswanathapuram, Podili-523240 but at present housed at Ongole Road, Podili. The B.Ed. course was shifted without permission and also where asbestos roofed sheds are constructed and not suitable to run the course.2. The Management was accorded recognition on 9.3.2006 in rented building but it shifted to unsuitable building without permission and without fulfilling the condition of recognition order for shifting within three years i.e., 8.3.2009 to own building with adequate facilities. The Management shall explain why the recognition of B.Ed. course be not withdrawn for non-fulfillment of conditions of Recognition and regulations of NCTE.3. The institution has to submit approved faculty list approved by the affiliating body for all existing teacher education courses with details of each faculty member in the format prescribed. <p>The institution has submitted its written representation on 27.04.2009. The written representations were considered by SRC in its 176th meeting held on 27th-28th May 2009 and decided to conduct inspection for shifting after submission of essential documents and inspection fee for shifting.</p> <p>Accordingly, letter to the institution were issued on 04.06.2009 to submit the essential documents for causing inspection for shifting within 15th June 2009. The institution has submitted its reply on 19.06.2009 along with Rs. 40000/- stating that <i>"due to general election and election code the Government officials are not available to issue Building Completion Certificate, Land Usage Certificate, after completion of the elections the Government officials are transferred and not available and requesting for one month time to submit the documents"</i>.</p> <p>The letter dated 18.06.2009 has been placed on the table of the Southern Regional Committee committee in its 177th meeting held on 22nd-23rd June 2009 wherein the committee noted that the institution has not submitted the appropriate reply since election code has been lifted in the month of May 2009 itself and the committee was not satisfied with the justification given by the institution. Therefore the committee has viewed that the institution is unable to give reply and the following deficiencies</p>
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		<p>still exists:</p> <ol style="list-style-type: none"> I. The institution is running the B.Ed and D.Ed courses in the asbestos roofed sheds which is in the contravention of the provisions of NCTE Act Rules and Regulations of 2007. II. The institution was accorded recognition at Opp. APSRTC Bus Stand, Viswanathapuram, Podili-523240 but at present housed at Ongole Road, Podili. The B.Ed. course was shifted without permission and also where asbestos roofed sheds are constructed and not suitable to run the course. III. The Management was accorded recognition on 9.3.2006 in rented building but it shifted to unsuitable building without permission and without fulfilling the condition of recognition order for shifting within three years i.e., 8.3.2009. Now the institution fails to provide documents for conducting of inspecting for shifting. IV. The institution has not submitted the valid land documents for verification instead undefined English version Sale Deed dated 06.12.2003 is submitted. V. The institution has not submitted the approved building plan, building completion certificate from the Government Engineer for verification and conducting of inspection. VI. The infrastructural facilities are not suitable to run both B.Ed and D.Ed courses in the building. <p>In view of the above noted points and non submission of appropriate reply in response to SRC letter dated 04.06.2009, the Committee took serious note of the deficiencies and violation of conditions, Rules and Regulations, Norms and Standards by the institution.</p> <p>Further the Southern Regional Committee observed that recognition was accorded to the institution on 09.03.2006 in the rented building with 5.84 cents of land with the conditions to shift the institution with in 3 years from the date of recognition .i.e. 08.03.2009; whereas, the institution is not willing to provide information in respect of fulfillment of the stipulated conditions of recognition order and for causing inspection for shifting the B.Ed college, therefore the committee has decided to withdraw recognition of the institution for B.Ed course from the academic session 2009-10.</p> <p>However, the on going batch of students be permitted to complete their course (The students admitted in 2008-09 be allowed to continue in order to complete the course) The institution shall not make any fresh admission subsequent to the withdrawal order. The affiliating university and the state government be informed accordingly. It is further decided by the committee that the fees of Rs.40000/- towards inspection of B.Ed course may be refunded to the institution.</p> <p>As per the decision of SRC, recognition of the institution was withdrawn vide this office order dated F.SRO/NCTE/2009-10/14519 dated 13.07.2009.</p> <p>Aggrieved by the withdrawal order of SRC, the institution filed an appeal before the appellate authority ,NCTE, Hqrs and the appellate authority vide order dated 12.02.2010 has ordered as under ;</p>
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		<p><i>'the Council reached the conclusion that there was adequate ground to accept the appeal , set aside ,SRC's order dated 13.07.09 and remanded the case to SRC for causing inspection of the new premises of the institution to ascertain the infrastructure and instructional facilities as per NCTE norms, within 30 days from the date of issue of this order and thereafter pass appropriate order.</i></p> <p><i>The Council hereby remands back the case of Shri.Chaitanya College of Education , Prakasam, Andhra Pradesh to SRC,NCTE , for necessary action as indicated above.'</i></p> <p>The above appellate authority order was placed before SRC in its 189th meeting held on 25th – 26th February, 2010 and the committee decided to cause re-inspection.</p> <p>As per the decision of SRC , a letter was addressed to the institution on 04.03.2009 stating that the date of re-inspection will be scheduled and intimated to you shortly.</p> <p>Further, no action is seen in the file.</p> <p>In the meanwhile, a letter from the Director, SCERT, Hyderabad was received by this office on 27.06.2014 with a request for status in respect of Sri Chaitanya College of Education, Prakasam District. A letter was sent to the Director, SCERT, Hyderabad on 27.06.2014. On perusal of records of the B.Ed and D.El.Ed courses the it is seen that</p> <p><u>B.Ed(APS04339)</u></p> <p>As per the decision of SRC in its 189th Meeting held on 25th – 26th February,2010, a letter was addressed to the institution on 04.03.2009 stating that the date of re-inspection will be scheduled and intimated to you shortly. Further, no action is seen in the file.</p> <p><u>D.El.Ed(APS06141)</u></p> <p>Sri Chaitanya College of Education, Ongole Road, Podili, Prakasam District – 523240, Andhra Pradesh (APS06141/D.Ed) was withdrawn recognition for offering D.Ed course vide this office order No. F.SRO / NCTE/2009-2010/A14518 dated 13.07.2009. The institution has approached the Hon'ble High Court of Judicature of Andhra Pradesh at Hyderabad in W. P. No. 17841 of 2009. The Hon'ble High Court of Judicature of Andhra Pradesh at Hyderabad in W.P.M.P.No. 23394 of 2009 in W.P.No. 17841 of 2009 vide order dated 17.09.2009 has ordered suspension of proceedings of the 1st respondent (SRC,NCTE). In the meanwhile, the stay granted is continuing and the case is still pending</p> <p>The Committee considered the matter, appellate authority order and decided and advised Southern Regional Office to collect all documents (including approved staff list) and inspection fee for both courses from the institution, process and is to be put up for causing inspection.</p>
17)	SRCAPP17	<p>Lords and Angels College of Education for Women, plot no. 2/87, Pideneri Village, Thailapuram P.O. Santhankulam tauka, Nazareth, Thoothududi District,</p>

<p>88 APS02249 B.Ed D.T.Ed Lords and Angels College of Education for Women, Thoothukudi , Tamilnadu TN</p>	<p>Pin-628617, Tamilnadu.</p> <p>Lords and Angels Minority Educational and Cultural society, plot No. 2/87, Udangudi Road, thailapuram village and Post, Sathankulam Tauk, Nazareth City, Thoothududi district, pin-628617, Tamilnadu had applied for grant of recognition to Lords' and Angels' College of Education for Women, Minority Educational and Cultural Society, Plot No.2/87, Pideneri Village, Thailapuram P.O., Sathankulam Taluka, Nazareth, Thoothukudi District, Pin - 628617, Tamilnadu for B.Ed Course for one year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 08.12.2012. The institution has submitted hard copy of the application on 13.12.2012 along with processing along with processing fees of Rs.50,000/- vide Demand Draft bearing No.777660 dt.10.12.2012 drawn on Central Bank.</p> <p>Para 7[1-A(i)] and 7[1-A(ii)] of extant NCTE Regulations published in the Gazettee of India on 31st August 2009, as amended from time to time, the application shall be summarily rejected under one or more of the following circumstances:</p> <p>Para 7[1-A(i)]</p> <p>(a) The processing fee, as provided under rule 9 of the National Council for Teacher Education Rules, 1997 is not furnished on or before the date of submission of online application;</p> <p>(b) Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application;</p> <p>(c) Copy of the registered land documents issued by the competent authority indicating that the society/institution applying for the course possessed land on the date of application is not dispatched within 7 days of the submission of the online application.</p> <p>Para 7[1-A(ii)]</p> <p>The Regional Committee shall, after recording reasons for rejection under the circumstances referred to in clause (i) above, return the application to the applicant and refund the processing fees within 30 days of the online submission of the application.</p> <p>In this application the following has been observed:</p> <p>On-line application was submitted on 08.12.2012 and DD drawn from bank on 10.12.2012. Hence, the society has not remitted the processing fee as provided under rule 9 of the National Council for Teacher Education Rules, 1997 is not furnished on or before the date of submission of online application, as required under sub-regulation 7(1-A)(i)(a) of NCTE Regulations 2009.</p> <p>The Southern Regional Committee in its 240th meeting held on 09th – 11th March, 2013 reviewed the duly scrutinized above new application received by Southern Regional Office, NCTE for the Session 2013-14. Accordingly, the above application,</p>
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	<p>which suffer from basic infirmities, is <u>summarily rejected</u> as per [7 1-A (i)] of NCTE Regulations 2009.</p> <p>Accordingly, rejection letter was issued to the institution on 27.04.2013.</p> <p>SRC, NCTE was in receipt of Court Order from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 the judgment dated 27.03.2013 where in</p> <p>The Hon'ble High Court vide order dated 27.03.2013 had stated as under ;</p> <p>'These petitions coming on for orders upon perusing the petition and these respective affidavits filled in support thereof and upon hearing the arguments of M/s.R.Suresh Kumar, Advocate for the petitioner in both the petitions and of SPECIAL GOVERNMENT PLEADER takes notice on behalf of the respondents R1 and R2 in both the petitions and of Mr. Ramakrishna Reddy, Advocate for R3 in both the petitions the Court made the following order:-</p> <p><i>'Learned special Government pleader takes notice on behalf of the respondents R1 and R2.Learned Counsel for the petitioner is permitted to serve notice on Mr.Ramakrishna Reddy learned Counsel appearing for the third respondent (NCTE)</i></p> <p><i>There shall be an interim order of injunction till 15.04.2013.'</i></p> <p>SRC, NCTE was in receipt of Court Order from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 where in the Hon'ble High Court vide order dated 15.04.2013 had stated as under ;</p> <p><i>'Interim order already granted by this Court is extended by one week and the matter will remain in the list'.</i></p> <p>SRC, NCTE was in receipt of Court Order from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 where in the Hon'ble High Court vide order dated 22.04.2013 had stated as under ;</p> <p><i>'Interim order already granted by this Court is extended by one week and the matter will remain in the list'.</i></p> <p>A letter was addressed to Shri.A.Shivaji,Advocate on 10.05.2013 to defend the case on behalf of NCTE.</p> <p>On 02.05.2013 , a copy of the Counter Affidavit to be filed I the above mentioned writ petition was received from advocate Mr.Shivaji</p> <p>SRC, NCTE was in receipt of Court Order on 13.05.2013 from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 where in the Hon'ble High Court vide order dated 22.04.2013 had stated as under ;</p>
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	<p><i>'Interim order already granted by this court is extended till 13.06.2013.'</i></p> <p>Duly signed Counter Affidavit was sent to the advocate Mr. Shivaji pn 31.05.2013.</p> <p>SRC, NCTE was in receipt of Court Order on 13.05.2013 from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 where in the Hon'ble High Court vide order dated 13.06.2013 had stated as under ;</p> <p><i>'Learned standing Counsel seeks further time to file Counter.Post on 25.06.2013.Interim stay to continue in the meantime.'</i></p> <p>A letter was addressed to the advocate,Mr.A.shivaji to vacate the interim stay granted to the institution on 04.07.2013</p> <p>RC, NCTE was in receipt of Court Order on 13.05.2013 from the Hon'ble High Court, Madras in W.P. No. 7940 of 2013 and M.P.No. 1 of 2013 where in the Hon'ble High Court vide order dated 27.06.2013 had stated as under ;</p> <p><i>' None appears for the respondents. There shall be an interim order not to return the application submitted by the petitioner.'</i></p> <p>A letter was addressed to the advocate,Mr.A.shivaji to vacate the interim stay granted to the institution on 26.07.2013</p> <p>In the mean time ,the institution preferred appeal to NCTE, Hqrs and the Appellate Authority vide order no. F.No. 89-577/2013 Appeal/15th Meeting- 2013 dated 12.11.2013 has stated as follows:</p> <div data-bbox="391 1182 1428 1415" style="border: 1px solid black; padding: 5px;"><p>“after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during the hearing, the Council concluded that the appeal deserves to be remanded to SRC with a direction to process the application as per the Regulations. NOW THEREFORE, the Council hereby remands back the case for necessary action as indicated above”.</p></div> <p>The Southern Regional Committee in its 256th meeting held on 04th -06th December, 2013 considered the Appellate authority order dated 12/11/2013, directing SRC to process the application as per the regulation and decided to process and advised Southern Regional Office to put up the case in 258th meeting.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 22/01/2014. A deficiency letter was issued to the institution on 23.01.2014.</p>
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18)	<p>-- M.Ed Central University of Kerala, Kasaragod District, Keraka KL</p>	<p>Central University of Kerala, BKM Towers, NH 17, Kasargod Village, Vidyanagar Post, Kasargod District – 671123, Kerala.</p> <p>Central University of Kerala, BKM Towers, NH 17, Kasargod Village, Vidyanagar Post, Kasargod taluk, Kasargod District – 671123, Kerala had applied for grant of recognition to Central University of Kerala, BKM Towers, NH 17, Kasargod Village, Vidyanagar Post, Kasargod District – 671123, Kerala. for M.Ed Course of one year duration under section 14 of the NCTE Act,1993 to the Southern Regional Committee on 29.07.2013.</p> <p>The institution has not submitted the application through online and hence online code number is not generated.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 28.10.2013. A deficiency letter was issued to the institution on 21.10.2013.</p> <p>As required by the NCTE Hqrs., the details regarding the application of Central University of Kerala for M.Ed Course applied on 29.7.2013 was sent to NCTE Hqrs vide this office letter F.SRO/NCTE/CentralUty/KL/HQ/2013/53285 dated 22.08.2013</p> <p>The above matter was placed before SRC in its 251st Meeting held on 25th to 27th August , 2013 and the Committee decided to process the application of the institution.</p>

	<p>Accordingly, the application was processed and a deficiency letter was sent to the University vide F.No.SRCAPP/DL/M.Ed/2013-14/54412 dated 21.10.2013.</p> <p>The Registrar, Central University of Kerala, Kasaragod submitted reply to the letter of Deficiency on 26.10.2013 which is as under:-</p> <p>“As already communicated vide our letter of even number dated 25th July, 2013, ours is a newly established Central University functioning in Kasargod, the northern – most part of Kerala, which is educationally backward.</p> <p>The Government of Kerala has allocated and handed over 310 acres of land at Periy, 20 km away from Kasaragod. The CPWD has been entrusted to construct the first set of uniform buildings. The same has been completed and some of the Departments are being shifted to the permanent campus within a week. A copy of the land document and sketch of the land are attached herewith for reference.</p> <p>The Master Plan of the campus has been finalized and the architectural plan for the first set of permanent buildings has been approved by the various bodies of the University. The construction work shall begin before the end of the current financial year.</p> <p>Admission tests to various courses including M.Ed course has been conducted by a consortium of 8 (eight) Central Universities through All India Entrance Test vis., Central Universities Common Entrance Test (CUCET). However, admission to M.Ed Programme is kept in abeyance awaiting concurrence from NCTE.</p> <p>The process for faculty recruitment has been initiated by floating all India advertisement Selection in some of the Departments have already been made and interview to the faculty positions in Education is being planned towards the end of November 2013. A copy of the advertisement is enclosed for reference.</p> <p>As communicated earlier, Central University of Kerala being an infant University is lacking in many facilities which, we are sure, can overcome in a short period of time. In this connection the letter No.F.49-15/2013/NCTE/N&S dated 12th September, 2013 from the Member Secretary of NCTE, New Delhi may be referred to. Considering the above, you are requested to accord recognition for starting M.Ed Programme during the academic session 2013-14 itself. “</p> <p>The SRC in its 255th meeting held on 13th – 15th November 2013 considered the reply to the deficiency letter from the Central University of Kerala vide letter dated 26-10-2013 and all other relevant documents and decided to <u>cause inspection</u> under section 14 (1) of NCTE Act, to examine whether the Central University of Kerala fulfils all the requirements as per the norms, for the proposed programme, subject to the condition that the deficiencies, if any, were duly rectified by the University, as per the norms.</p> <p>The inspection was scheduled during 24th and 27th January 2014 and the same was informed to the University. Accordingly, the inspection of the University was carried</p>
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out on 24th January 2014.

On careful perusal of the original file of the University, VT report, VCD, all relevant documents and other related documents, Act of NCTE, 1993, Regulations and guidelines of NCTE published from time to time laid on the table, the Regional Committee decided to issue Letter of Intent for grant of recognition to M.Ed course of one year duration with an annual intake of 35(thirty five only)(one unit), subject to the appointment of qualified staff through duly constituted selection committee as per the Norms of NCTE/State Government/Affiliating University and be given effect before the commencement of the academic session.

Further, the University should give an undertaking that the building under construction will be completed at the earliest.

Accordingly, LOI was issued to the institution on 13.02.2014. The institution has submitted the written representation on 24.02.2014

The SRC in its 264th meeting held on 01st - 03rd March, 2014 has considered the LOI reply and decided that Formal Recognition be granted to M.Ed., course of one year duration with an annual intake of 35 (thirty five only) students, with effect from 2014-2015 with a condition to submit approved staff list in the prescribed format with regard to the staff pattern given in the Regulations, the designations, qualification and the experience required for the post.

Accordingly, a letter was sent to the University on 14.03.2014 and the University has submitted the reply on 21.03.2014 stating, the UGC has sanctioned the faculty as per details below:-

Details of the Courses approved by UGC	Details of the teaching staff approved by UGC	No. of Posts
M.Ed	Professor	1 (One)
	Associate Professor	2 (Two)
	Assistant Professor	4 (Four)
	Total	7 (Seven)

The Southern Regional Committee in its 268th meeting held on 4th - 5th July, 2014 considered the matter, reply of the University vide letter dated 21.03.2014, and decided that the **mere creation of posts is not enough, the University shall not, therefore, admit students for the 2014-15 course.**

As per the decision of SRC, a letter was sent to the registrar, Central University of Kerala vide F.No.NCTE/KL/SRCAPP..M.Ed/2014 dated 25.06.2014.

On 11/07/2014 the Registrar I/c Central University of Kerala has submitted or

		<p>written representation is as under:-</p> <p>"This has reference to the letter cited, conveying the observation of the Southern Regional Committee made at its 268th meeting held on 5th and 6th June, 2014.</p> <p>As intimated to you earlier vide our letter dated 21st March, 2014, the selection process for appointment of regular faculty in the School of Education could not be completed as the tenure of the then Voice-Chancellor ended in March 2014. Since then there is no regular Vice-Chancellor in the University.</p> <p>It may be pointed out that on the basis of the recognition accorded by NCTE, we had conducted common entrance test for admission of students to the M.Ed programme and the counseling is scheduled to be conducted in the third week of July 2014. The classes are to begin on 11th August, 2014. To begin with an eminent educationist, Dr. M.A Sudhir, who is retiring as Professor from the Department of Applied Research, Gandhigram Rural Institute (a Deemed University) on 31st July, 2014, has been appointed as Academic Coordinator of the School of Education of this University. He is expected to join the University on 4th August, 2014 (copy of the offer letter attached). Further, for assisting him, walk-in-interview for engagement of Guest Faculty is scheduled to be held on 23rd July, 2014 (copy of the notification attached). We are hopeful that by 4th August, 2014 all the faculty will be in position.</p> <p>It may further be pointed out that withdrawal of recognition for starting the M.Ed programme at this stage will adversely affect the reputation of the only Central University in Kerala. Therefore, we shall be grateful if you could reconsider the recommendation of the Southern Regional Committee and accord kind permission to go ahead with the admission process and commencement of the M.Ed. programme in the current academic year itself. "</p> <ol style="list-style-type: none">1. A copy of the appointment order of Academic Coordinator in the Departmental Education dated 10th July 2014 is submitted.2. A copy of the notification dated 9th July, 2014 calling for the appointment Guest Faculty is submitted. <p>The Committee considered the matter, letter from the Registrar dated 11/07/2014, decided that the time-relaxation given has expired. Regular faculty has not been appointed. <u>The conditional recognition given is withdrawn.</u> The University is advised <u>not to admit students to this course.</u></p>
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