

SOUTHERN REGIONAL COMMITTEE
NATIONAL COUNCIL FOR TEACHER EDUCATION
BANGALORE

Minutes of the 281st Meeting of SRC held at the Conference Hall of
NCTE,
Bangalore on 18-20 February, 2015

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. Vijayakumar. I.A.S (Retired) | - | Member |
| 3. | Prof. Sandeep Ponnala , | - | Member |
| 4. | Prof. M.S. Lalithamma | - | Member |
| 5. | Dr. R. Ayyappan (TN). | - | Member |
| 6. | Dr. P. Revathi Reddy. | | Non-Member |
| | Regional Director | - | Convener |

1.The following Members did not attend the Meeting.

Dr. (Smt.) Padma Sarangapani, Member, and the Representatives of the Govts. Of Andhra Pradesh, Karnataka, Kerala, Telangana, Lakshadweep, Pondicherry & Andaman & Nicobar Islands.

**SOUTHERN REGIONAL COMMITTEE
NATIONAL COUNCIL FOR TEACHER EDUCATION
BANGALORE**

DECISION OF 281st MEETING OF SRC-NCTE

Sl. No	Brief Description	Remarks of SRC
1.	Confirmation of Minutes of 280 th Meeting of SRC held on 12-14 Feb, 2015.	Confirmed
2.	Action Taken Report (ATR) on the Minutes of 279 th Meeting held on 1 Feb, 2015.	<p style="text-align: center;">Noted</p> <p>Further,</p> <p>The 281st meeting of the SRC was scheduled for 19-20 Feb, 2015. This was in a sequence of 4 meetings within 4 weeks to enable disposal of cases for grant of Formal recognition before 3 March, 2015, the dateline prescribed by the Supreme Court. After a review of the progress of processes in different cases, the Regional Director of SRO informed the SRC today that not enough cases would be available to engage the SRC for more than a day (i.e., 19 Feb) in the 281st meeting and for more than a day (i.e., 26th Feb) in the 282nd meeting. The SRC decided to revise the schedule accordingly going by the same trend; it was also decided to curtail the 283rd meeting to 2-3 March, 2015 instead of 1-3 March, 2015. The Regional Director was asked to issue a revised notice accordingly.</p>

Consideration of VT Report . : (Volume- 01).

Sl. No	Code No Course Name of the institutions State	Decisions
1.	<p>SRCAPP1881 B.Ed-AI Excel College of Education, Namakkal, Tamilnadu TN</p>	<p>Excel College of Education, Plot/Khasara No. 368/8, Plot No. 368/8, Street No. NH-47, Pallakkapalayam Village, Sankari West Post Office, Tiruchengodu Taluk, Namakkal District, Pin-637303, Tamilnadu</p> <p>Sri Rengaswamy Educational Trust, Plot No. 368/8, Street NH 47, Salem Main Road, Pallakkapalayam Village, Sankari West Post Office, Tiruchengodu Taluk, Namakkal District, Pin-637303, Tamilnadu had applied for grant of recognition to Excel College of Education, Plot/Khasara No. 368/8, Plot No. 368/8, Street No. NH-47, Pallakkapalayam Village, Sankari</p>

West Post Office, Tiruchengodu Taluk, Namakkal District, Pin-637303, Tamilnadu for B.Ed-AI Course for one year duration under Section 15(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 26.12.2012. The institution has submitted hard copy of the application on 28.12.2012 along with processing fees paid through ICICI Transaction ID: 1356521613333.

Para 7[1-A(i)] and 7[1-A(ii)] of extant NCTE Regulations published in the Gazette 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:

Para 7[1-A(i)]

- (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;
- (b) Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application;
- (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.

Para 7[1-A(ii)]

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.

In this application the following has been observed:

- Payment made through credit card transaction no.1356521613333 mentioned on the application.

The SRC 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, which suffer from basic infirmities, is summarily rejected as per 7[1-A (i)] of NCTE Regulations 2009.

1. DD or Challan to support payment of processing fee is not available.
2. 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 per Regulations 2009 Para 7[1-A(i)]a).

Accordingly, rejection letter was issued to the institution on 07.05.2013.

The institution preferred an appeal to NCTE, Hqrs and the Appellate Authority vide order no. F.No. 89-370/2013 Appeal/13th Meeting- 2013-A75617 dated 15.10.2013 has stated as follows:

“the Correspondent, Excel College of Education (hereafter referred to as the appellant), preferred an appeal dated 28.05.2013 to the National Council for Teacher Education, New Delhi (hereafter referred to as the Council) under Section 18 of the NCTE Act, 1993 against the said Order.

Shri. G. Ranganathan, Special Officer, Excel College of Education, Komarapalayam, Namakkal, Tamilnadu presentation the case of the appellant institution on 21.08.2013. In the appeal and during personal presentation it is submitted that the on-line application was submitted at 11.34 am on 26.12.2012 and on the same day the processing fee was paid by transferring the amount from Axis Bank, Salem to the NCTE through on line transaction. In support of his claim the appellant submitted a letter dated 21.03.2013 from Axis Bank, Salem confirming that the amount of Rs. 51296.85 has been transferred to NCTE on 26.12.2012.

The Council noted that since the payment of processing fee has been made on one from Axis Bank, there is no need of challan or D.D. It is also found the amount has been credited in the NCTE’s account. In the circumstances the Council concluded that the matter deserved to be remanded to the SRC with a direction to process the application further as per the Regulations. After perusal of the documents, memorandum of appeal, affidavit and after considering the oral arguments advanced during the hearing, the Council concluded that the appeal deserved to be remanded to SRC with a direction to process the application further as per the Regulations.

NOW THEREFORE, the Council hereby remands back the case for necessary action as indicated above”.

The SRC in its 255th meeting held on 13th-15th November 2013 considered the Appellate authority order dated 15.10.2013, decided to process the application further as per the Regulations.

Accordingly, the application was scrutinized and a deficiency letter was issued to the institution on 23.01.2014. The institution has replied to the deficiency letter on 05.03.2014.

As per the information submitted by the institution at page 46 of the documents submitted it appears that the institution was granted both B.Ed and M.Ed during the year 2012. Therefore this application for B.Ed-AI may not be processed as per Regulation for want of completion of 3 years.

The institution in its letter dated 05.06.2014 enclosed a photocopy of NAAC

		<p>certificate with 'A' Grade and relevant documents with request to B.Ed Additional intake for 100 seats for the academic year 2014-15.</p> <p>An email dated 18.12.2014 received from NCTE Hqrs Regarding guidance for processing of pending applications.</p> <p>Accordingly a willingness letter was issued to the institution on 19.12.2014. The institution has submitted its reply along with affidavit and relevant documents on 12.01.2015.</p> <p>The SRC in its 278th meeting held on 25 January 2015 considered the matter, Letter dated 05.06.2014, submission of affidavit vide letter dated 12.01.2015, decided and advised Southern Regional Office to Cause Composite Inspection, also to advise VT to collect Building Completion Certificate & Encumbrance Certificate (latest Encumbrance Certificate in original).</p> <p>Accordingly, inspection of the institution was fixed on 1-5 February 2015, the same was intimated to the institution on 28.01.2015.</p> <p>As per the direction of SRC, the inspection of the institution was conducted on 03.02.2015 and the VT Report received in the office of SRC on 16.02.2015</p> <p>The Committee Considered the matter, VT reporte dated, 03.02.2015, VCD, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <p>1.The Building Completion Certificate is not approved by competent authority. Even the Collector can not authorize a non-Govt. engineer to certify Building Completion Certificate for NCTE purposes.</p> <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter including rejection of the application of the institution , based on the records available, with no further notice.</p>
2.	<p>SRCAPP1788 B.Ed Lords and Angels College of Education for Women, Thoothukudi, Tamilnadu TN</p>	<p>Lords' and Angels' College of Education for Women, Minority Educational and Cultural Society, Plot No.2/87, Pidneri Village, Thailapuram P.O., Sathankulam Taluka, Nazareth, Thoothukudi District, 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, Pidneri Village, Thailapuram P.O., Sathankulam Taluka, Nazareth, Thoothukudi District, Pin - 628617, Tamilnadu for B.Ed Course for one year duration</p>

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.

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:

Para 7[1-A(i)]

- (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;
- (b) Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application;
- (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.

Para 7[1-A(ii)]

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.

In this application the following has been observed:

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.

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, which suffer from basic infirmities, is summarily rejected as per [7 1–A (i)] of NCTE Regulations 2009.

Accordingly, rejection letter was issued to the institution on 27.04.2013.

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

		<p>27.03.2013 where int 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> <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>
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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 ;

'Learned standing Counsel seeks further time to file Counter.Post on 25.06.2013.Interim stay to continue in the meantime.'

A letter was addressed to the advocate, Mr.A.Shivaji to vacate the interim stay granted to the institution on 04.07.2013

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 27.06.2013 had stated as under ;

' None appears for the respondents. There shall be an interim order not to return the application submitted by the petitioner.'

A letter was addressed to the advocate,Mr.A.Shivaji to vacate the interim stay granted to the institution on 26.07.2013

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:

"after perusal of the memorandum of appeal, affidavit, the documents available on records and considering the oral arguments advanced during hearing, the Council concluded that the appeal deserves to be remanded back to SRC with a direction to process the application as per the Regulations.

NOW THEREFORE, the Council hereby remands back the case for the necessary action as indicated above".

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.

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.

The institution has replied to the deficiency letter on 04/02/2014.

The Southern Regional Committee in its 262nd Meeting held on 17th – 19th February,2014 considered the Appellate authority order dated

		<p>12/11/2013 reply of the institution to the deficiency letter and all the relevant documentary evidences and it was decided to serve Show cause Notice under Section 14 of NCTE Act for the following:</p> <ul style="list-style-type: none"> • Building Plan duly approved by the competent authority is not submitted. • Building Completion Certificate in the prescribed format duly approved by the competent authority, i.e, Govt. engineer is not submitted. • Encumbrance Certificate submitted is not covering all the survey numbers involved. <p>As per the decision of SRC, a show cause notice was issued to the institution on 12.03.2014.</p> <p>The institution submitted its replies on 24.03.2014 and 27.03.2014.</p> <p>An email dated 18.12.2014 received from NCTE H.qrs regarding guidelines for processing of pending applications.</p> <p>Accordingly, a willingness letter was issued to the institution on 19.12.2014. The institution has submitted affidavit on 23.01.2015.</p> <p>Accordingly, inspection of the institution was fixed between 07th - 10th February 2015. The inspection intimation was sent to the institution on 02.02.2015. The inspection of the institution was conducted on 08.02.2015 and the VT report received in the office of SRC on 14.02.2015.</p> <p>The Committee Considered the matter, VT reported dated, 08.02.2015, VCD, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <p>1.Built up area is inadequate for both B.Ed and D.Ed</p> <p>2.MP Hall is also smaller in size</p> <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter including rejection of the application for B.Ed of the institution , based on the records available, with no further notice.</p>
3.	<p>SRCAPP1813 B.Ed St. Mary College of Education, Tiruneveli, Tamilnadu</p>	<p>St. Mary Christian Educational Development & Charitable Trust, Plot No. 174, Ambur Road, Vadamalaisamudram Village, Vickramasingapuram Post Office, Ambasamudram Taluk, Tiruneveli District-627425, Tamilnadu had applied for grant of recognition to St. Marys College of Education, Plot/Khasara No. 174,174/2,174/2,174/2, Plot No. 13, Street No. 100, Vadamalaisamutram Village, Vickramasingapuram Post Office,</p>

	TN	<p>Ambasamudram Taluk, Tirunelveli District-627425, 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 14.12.2012. The institution has submitted hard copy of the application on 26.12.2012 along with processing along with processing fees paid through challan dt.17.12.2012 for Rs.50100/-.</p> <p>The Southern Regional Committee reviewed the duly scrutinized above new application received by Southern Regional Office, NCTE for the Session 2013-14. Accordingly, the above application, which suffer from basic infirmities, was summarily rejected as per Regulations [7 1-A (i)].</p> <ul style="list-style-type: none">• On-line application was submitted on 14.12.2012, whereas the hard copy of the same is submitted on 26.12.2012, as such, the Society has not dispatched the Hard copy of the application within 7 days of the submission of the on-line application. <p>As per the decision of SRC, a rejection order was issued to the institution on 18.03.2013.</p> <p>The institution submitted written representations on 17.9.2013, 19.11.2013 and 16.12.2013 requesting for returning of FDRs.</p> <p>In the meantime, the institution has approached the Hon'ble High court of Judicature at Madras in W.P.No. 16215 of 2013 with a prayer to direct the 2nd respondent (SRC, NCTE) to consider the application of the petitioner for grant of recognition to St.Marys College of Education for B.Ed course for the academic year 2013-14 and pass such or other orders as this Hon'ble Court may deem fit and proper in the circumstance of the case and thus render justice.</p> <p>A letter from the advocate Mr. Ramakrishna Reddy was received by this office on 02.07.2013 enclosing a copy of the Counter Affidavit to be filed on behalf of the respondent, NCTE.</p> <p>Attested copies of the Counter Affidavit were sent to the advocate Shri.Ramakrishnareddy on 18.07.2013.</p> <p>The original FDRs of the institution were returned vide this office letter F.No.SRCAPP1813 /B.Ed / TN/2013-14/55436 dated 17.12.2013.</p> <p>This office is in receipt of the Court Order dated 18.02.2014.The Hon'ble High Court of Judicature at Madras vide order dated 18.02.2014 in W.P.No. 16251 of 2013 and M.P.No. 1 of 2013 had made the following observations;</p> <p>'The issue involved in this case need not be gone into and decided on merits, in view of the fact that the very academic year for which recognition is sought for namely 2013-14 is going to be over shortly and therefore, the petitioner has</p>
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		<p>to make a fresh application only for the current academic year 2014-15.If any such application is filed, then it shall be considered by the respondents on merits and in accordance with the law.</p> <p>The learned Counsel for the petitioner fairly submitted that they will make fresh application for the academic year 2014-15 and of any such application is filed, a direction may be issued to the respondents to consider the same and pass the order on merits. The learned counsel for the respondents also fairly submitted that it is open to the petitioner to make fresh application for the academic year 2014-15 and if any such application is filed, it will be decided on merits.</p> <p>Therefore, this writ petition is closed as infructuous with liberty to the petitioner to make fresh application for the academic year 2014-15.As and when such application is filed, it is for the respondents to consider the same and pass orders on merits and in accordance with law. No costs. The connected miscellaneous petition is closed.'</p> <p>On 03.04.2014, the institution has submitted a written representation dated 26.03.2014 which is as under;</p> <p>'Our application was rejected by SRC for B.Ed program for the year 2013-14.As per the Hon'ble High Court of Madras Judgement in W.P.No. 16215 of 2013 and M.P.No. 1 of 2013 dated 18.02.2014, we have submitted the copy of the application proposal for recognition of St.Mary's College for the academic year 2014-15.Hence, we request you to kindly consider our application and Hon'ble High court of Madras Judgement dated 18.02.2014 favourably.'</p> <p>The trust has enclosed copies of the application in triplicate along with the letter.</p> <p>The SRC in its 266th meeting held on 2 May 2014 considered the matter, noted that the said case of the institution is a case of pending application and not of an existing institution. That being so, in view of the Supreme Court orders, (dated 07.03.2014 read with order dated 10.09.2013) this cannot be processed until the new regulations are notified and keep it pending.</p> <p>An email dated 18.12.2014 received from NCTE Hqrs regarding guidance for processing of pending applications. Accordingly, a willingness letter was issued to the institution on 19.12.2014. The institution has submitted its reply along with affidavit on 12.01.2015.</p> <p>Note: 1. summarily rejection order was issued to the institution on 18.03.2013.</p> <p>2. As per court order dated 18.02.2014 petitioner to make fresh application for the academic year 2014-15. As and when such application is filed, it is for the respondents to consider the same and pass orders on merits and in accordance with law.</p>
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		<p>3. But institution has submitted triplicate applications which was placed before SRC in its 266th meeting and the committee has noted that the said case of the institution is a case of pending application and not of an existing institution. That being so, in view of the Supreme Court orders, (dated 07.03.2014 read with order dated 10.09.2013) this cannot be processed until the new regulations are notified and keep it pending.</p> <p>The matter was placed before SRC in its 277th meeting held on 20th -22nd January 2015, considered and the committee decided to process and put up.</p> <p>The application was processed and placed before SRC in its 279th meeting held on 1st February, 2015 considered the matter and the committee decided that:</p> <ol style="list-style-type: none"> 1. This case is considered as an existing institution as directed by the Hqrs in their Guidelines. 2. Check on affidavit. 3. Cause Inspection. 4. Ask VT to collect documents-Building Plan not approved by competent authority. Building Completion Certificate not in prescribed format. <p>Accordingly, inspection of the institution was fixed between 07th to 10th February 2015, the same was intimated to the institution on 02.02.2015.</p> <p>As per the direction of SRC, the inspection of the institution was conducted on 09.02.2015. and the VT Report received in the office of SRC on 14.02.2015.</p> <p>The Committee Considered the matter, VT reported dated, 09.02.2015, VCD, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <ol style="list-style-type: none"> 1. BCC is not approved by comp. authority. 2. Built-up area is inadequate. 3. MP Hall is also smaller in size <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter including rejection of the application for B.Ed of the institution, based on the records available, with no further notice.</p>
4.	SRCAPP9001 B.P.Ed Sri Vignan Physical	Sri Vignan Physical Education College, Kapalabnada Village, Plot No. 46, R & B Road, Jagrajupalli Village, Kappalabanda Post, Puttaparthi Taluk &

<p>Education College, Anantapur, Andhra Pradesh AP</p>	<p>City, Anantapur District-515134, Andhra Pradesh.</p> <p>Human Values Educational and Development Trust, Plot No. 46, Bangalore High Way Road, Jagrajupalli Village, Kappalabanda Post, Puttaparthi City & Taluk, Anantapur District-515134, Andhra Pradesh had applied for grant of recognition to Sri Vignan Physical Education College, Kapalabnada Village, Plot No. 46, R & B Road, Jagrajupalli Village, Kappalabanda Post, Puttaparthi Taluk & City, Anantapur District-515134, Andhra Pradesh for B.P.Ed course on 29/12/2012 for one year duration under section 14(1) of the NCTE Act. 1993 and received in the Southern Regional Committee, NCTE on 07/01/2013.</p> <p>NCTE-Hqrs had directed to process the applications in accordance with NCTE Regulations 2009, its amendment Notified on 26th November 2010 which reads as follows:-</p> <p>2 (B) for Sub Regulation (1-A) the following shall be submitted namely. 1 (1-A) (I) the application shall be summarily rejected under one or more of the following circumstances:</p> <ul style="list-style-type: none">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.b) Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application.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 online application. <p>The copy of application was received by SRC without application code. Hence the matter was placed before SRC in its 238th Meeting held on 05th-06th February, 2013 along with original file of the institution and other related documents. The Regional Committee decided to reject the application on the following grounds;</p> <p style="padding-left: 40px;">Hard copy in triplicate of the on-line application is not dispatched within 7 days of the submission of the online application – (as per Regulations 2009 Para 7 [1-A(i)] (b).</p> <p>Accordingly, rejection order was issued to the institution on 19.04.2013.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide order no. F.No. 89-356/Appeal2013/14th Meeting-2013 dated 30/10/2013 stating that "...the council concluded that the SRC was justified in refusing recognition and therefore the appeal deserved to be rejected and the order of SRC confirmed.</p> <p>The Southern Regional Committee in its 255th Meeting held during 13th to 15th</p>
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		<p>November, 2014 has noted the matter.</p> <p>On 13.12.2013, a Court notice dated 06.12.2013 in W.P.No. 35380 of 2013 filed by Human Values Educational and Development Society has been received by this office .</p> <p>A letter was addressed to the advocate, Shri.Ramakanth Reddy on 18.12.2013 to appear before the Court and defend the case in the interest of SRC,NCTE</p> <p>On 30.12.2013, a letter no. F.64-243/2013/NCTE/Legal /A79720 dated 27th December, 2013 was received from Shri. B.P. Pandey, Under Secretary, NCTE(HQ) requesting to defend the case including on behalf of NCTE(HQ).</p> <p>Further, no action is seen in the file.</p> <p>On 19.12.2014 , the President, Human Values Educational and Development Trust , Puttaparthi has submitted a written representation as under :-</p> <p style="padding-left: 40px;">“We ,human values Educational and Development Trust, Jagarajupalli – 515133,Puttaparthi (M),Anantapur District ,A.P.. applies for grant of recognition for running in the name of Sri Vignan Physical Education.</p> <p style="padding-left: 40px;">As above reason (1) (2) and (3) Ref , the application has been rejected ,Ref(4) Hon’ble High Court New Delhi has given order to process our application for 2015-16.</p> <p style="padding-left: 40px;">Please accept our appeal favourable.”</p> <p>The institution has also submitted a copy of the court order dated 10.11.2014 in W.P.(c) 7669/2014 filed by Sri Vignan Physical Education College Vs NCTE in the Hon’ble High Court of Delhi at New Delhi.</p> <p>The Court order dated 10.11.2014 is as under :-</p> <p>“ Present writ petition has been filed with the following prayers :-</p> <p>A. Issue an appropriate writ (S)/direction(s) or order(s) quashing and setting aside the impugned orders dated 19.04.2013 passed by the Southern Regional Committee and order dated 30.10.2013 passed by the National Council for Teacher education as contained in Annexure P-1 “Colly” and ‘or”</p> <p>B Issue an appropriate writ(s) / direction(s) or order (s) remanding back the case to the SRC for further processing of the application and grant of the Formal recognition order for running the B.P.Ed course from the academic year 2015-16, and /or</p>
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	<p>C Pass any such other orders/directions as this Hon'ble Court deems fit and proper in the facts and circumstances of the case.</p> <p>Learned counsel for the respondent relies upon the order dated 30th July, 2014 passed by this Court in similar facts in George College Department of Education Vs National Council for Teacher Education and Anr.W.P.(C) 3371/2014.</p> <p>Consequently, in view of the order dated 10th September , 2013 passed by the Supreme Court in SLP No.4247-4248/2009 directing that all pending applications shall be decided in accordance with new Regulations, which the respondent –NCTE are yet to notify, present writ petition is disposed of with a direction that the petitioner shall apply afresh in accordance with new guidelines which shall be notified in compliance with the directions of the Supreme Court</p> <p>If any deficiency is found, the same shall be conveyed to the petitioner ,who shall be given an opportunity to remove the said deficiency, in a time bound manner .In case the deficiencies are removed within the given time, the application shall be processed in accordance with the relevant rules. If the deficiencies are not removed, the applications.</p> <p>The impugned orders passed by the respondent shall stand merged in this order.</p> <p>Accordingly, present writ petition is disposed of with no order as to costs.”</p> <p>It was observed from the file that the institution has submitted hard copy after 10 days of online application. As per Regulations, 2014 hard copy should be submitted within 15 days of submission of online application.</p> <p>SRC in its 278th meeting held on 25th January, 2015 considered the matter and decided as under :-</p> <p style="text-align: center;">“Allot number and process as per Court Order”</p> <p>In the meantime on 29/01/2015,the institution has submitted a written representation as under :-</p> <p style="text-align: center;">“We, human values Educational & Development Trust, here with enclosed the application for grant of recognition for running in the name of Sri Vignan Physical Education College at Puttparthi, Ananthapur (Dt.)Andhra Pradesh.</p> <p style="text-align: center;">Here we submitting the inspection fee DD.No.130769 dated 28.01.2015,Kadiri branch for the amount of Rs.50,000/-(Rs. Fifty thousand</p>
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	<p>only) and all the necessary documents .</p> <p>Expecting an early recognition.”</p> <p>The institution had submitted three sets documents .The following were the observations from the file</p> <ol style="list-style-type: none">1. The institution has not submitted affidavit expressing their willingness for the application to be processed as per Regulations, 20142. The Institution has submitted a D.D. of Rs,.50,000/- (D.D.No.130769 dated 28.01.2015) towards inspection of the institution3. The institution has filed a W.P.No.35380 of 2013 in the Hon'ble High Court of Andhra Pradesh against the rejection order of SRC and the appellate authority's order confirming the rejection order of SRC and the matter is pending before the Court. <p>SRC in its 279th Meeting held on 1st February, 2015 considered the matter and decided as under :-</p> <p>“ 1. Obtain Affidavit</p> <p>2. Fee has been paid</p> <p>3. Obtain FDRs as per New Regulations</p> <p>4. Cause Inspection”</p> <p>As per the decision of SRC, the inspection of the institution was scheduled during 7th to 9th February, 2015 and the same was intimated to the institution vide this office letter dated 07.02.2015</p> <p>On 03-02-2015, certified copy of the Court order dated 10.11.2014 in W.P.No. 7669/2014 (detailed above) is received by this office</p> <p>The inspection of the institution was conducted on 08-02-2015 and VT Report was received by this office on 14.02.2015.</p> <p>The Committee considered the matter, VT report dated 08.02.2015, VCD and all the relevant documents of the institution, decided as under:</p> <p>1.Issue LOI</p> <p>2.Request them for reply, if possible, before 1.3.2015 so that this case can be considered for Formal Recognition before 3.3.2015.</p>
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		<p>3.Inform them that the Approved staff list must be accompanied by affidavit regarding new Regulations.</p>										
5.	<p>SRCAPP71 B.P.Ed Sri Swamy Vivekananda B.P.Ed College, Chittoor, Andhra Pradesh AP</p>	<p>Sri Swamy Vivekananda B.P.Ed College, Khasara No.153 & 154, Battamdoddi Village, Post Office and City, Peddapanjani Taluk, Chittoor District-517247, Andhra Pradesh.</p> <table border="1" data-bbox="480 447 1503 1052"> <tr> <td data-bbox="480 447 919 512">Code/Course</td> <td data-bbox="919 447 1503 512">SRCAPP71 / B.P.Ed</td> </tr> <tr> <td data-bbox="480 512 919 737">Name of the Institution</td> <td data-bbox="919 512 1503 737">Sri Swamy Vivekananda B.P.Ed College, Khasara No.153 & 154, Battamdoddi Village, Post Office and City, Peddapanjani Taluk, Chittoor District-517247, Andhra Pradesh</td> </tr> <tr> <td data-bbox="480 737 919 802">Affidavit is sent on</td> <td data-bbox="919 737 1503 802">19.12.2014</td> </tr> <tr> <td data-bbox="480 802 919 982">Willingness/ consent to process the application as per regulations 2014 received on</td> <td data-bbox="919 802 1503 982">31.12.2014</td> </tr> <tr> <td data-bbox="480 982 919 1052">Intake requested</td> <td data-bbox="919 982 1503 1052">Not specified</td> </tr> </table> <p>Sri Swamy Vivekananda Educational Society Anantapur, Plot No.1-3-882-1, Rajaknagar Street, Anantapur City & Post Office, Anantapur Taluk & City, Anantapur District-515001, Andhra Pradesh had applied for grant of recognition to Sri Swamy Vivekananda B.P.Ed College, Khasara No.153 & 154, Battamdoddi Village, Post Office and City, Peddapanjani Taluk, Chittoor District-517247, 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 07.01.2013.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 06.02.2013. A deficiency letter was issued to the institution on 12.04.2013. The institution has replied to the deficiency letter on 12.06.2013.</p> <p>The reply of the institution to the vide letter dt. 12.06.2013 to the deficiency letter was duly considered by SRC in its 248th Meeting held on 13th-15th July, 2013 and the reply was unconvincing and not satisfactory, deficiencies still persisted as under: Approved building plan issued by competent civil authority is not submitted. As per land documents submitted, extent of area is 10.03 Acres, whereas encumbrance certificate submitted is for only 0.72 Acres.</p>	Code/Course	SRCAPP71 / B.P.Ed	Name of the Institution	Sri Swamy Vivekananda B.P.Ed College, Khasara No.153 & 154, Battamdoddi Village, Post Office and City, Peddapanjani Taluk, Chittoor District-517247, Andhra Pradesh	Affidavit is sent on	19.12.2014	Willingness/ consent to process the application as per regulations 2014 received on	31.12.2014	Intake requested	Not specified
Code/Course	SRCAPP71 / B.P.Ed											
Name of the Institution	Sri Swamy Vivekananda B.P.Ed College, Khasara No.153 & 154, Battamdoddi Village, Post Office and City, Peddapanjani Taluk, Chittoor District-517247, Andhra Pradesh											
Affidavit is sent on	19.12.2014											
Willingness/ consent to process the application as per regulations 2014 received on	31.12.2014											
Intake requested	Not specified											

		<p>In view of above, 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, rejection order was issued to the institution on 22.08.2013. Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide the appellate authority order No. F.No.89-656/2013 Appeal/2nd Meeting-2014 A84259 dated 25.02.2014 stating that “... Shri B. Kata Rao, Administrative Officer, Sri Swamy Vivekandanda B.P.Ed College, Chittoor, Andhra Pradesh presented the case of the appellant institution on 04.02.2014. In the appeal and during personal presentation it was submitted that “the approved buidlign paln signed by the Secretray, Battam Doddi Panchayat, Peddapanjani Mandal, Chittoor District had been submitted alogn with the reply to SRC’s letter no. F.SRO/NCTE/SRCAPP71/B.P.Ed/AP/2013-14/50625 dated 12.04.2013 vide thir letter dated 11.06.2013 and received by the office of the SRC vide doc no. 127589 dated 12.06.2013 (copy enclosed). The copy submitted vide the certificate no. 1582 dated 31.12.2012, issued by Registrar, Government of Andhra Pradesh has mentioned at the top the EXTENT as 10.03 acres, whereas, while typing at the description of property, it has been mentioned as 0.72 acres, which is purely typographical error. (Copy Enclosed), which has been submitted by them to SRC vide receiving doc. No. mentioned above i.e. 127589 dated 12.06.2013. however, after knowing the typographical error, they have applied again to the Registrar and obtained another certificate with necessary corrections with certificate no. 1006 dated 02.08.2013. (Copy enclosed).”</p> <p>The council noted that the appellant with his reply dated 11.06.2013 to the deficiency had submitted a copy of the building plan and made a mention of the same in the list of enclosures. It is available in the file. The council noted that the deficiency in regard to the area in the encumbrance certificate dated 31.12.2012 was not communicated to the appellant. The appellant, after coming to know about the error in the Encumbrance Certificate and before the issue of the refusal order dated 22.08.2013 got it rectified through a certificate dated 02.08.2013 issued by the Registrar. In these circumstances the Council concluded that the matter deserved to be remanded to the SRC with a direction to process the application further as per the Regulations.</p> <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 further as per the Regulations.</p> <p>The Council hereby remands back the case of Sri Swamy Vivekandanda B.P.Ed College, Chittoor, Andhra Pradesh to the SRC-NCTE, for necessary action as indicated above”.</p> <p>The Southern Regional Committee in its 268th Meeting held during 4 – 5 June ,2 014 considered the matter, advised Southern Regional Office to process</p>
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	<p>the case after notification of new Regulations as per NCTE (H.Q) instructions.</p> <p>A letter seeking consent on the willingness of the institution for considering their application as per Regulations 2014 was sent to the institution on 19.12.2014</p> <p>In response to this office letter dated 19.12.2014, the institution has submitted a reply on 31.12.2014 along with an affidavit on Rs. 100/- stamp paper expressing their willingness for the application to be processed as per Regulations,2014.</p> <p>A letter seeking consent on the willingness of the institution for considering their application as per Regulations 2014 was sent to the institution on 19.12.2014</p> <p>In response to this office letter dated 19.12.2014, the institution has submitted a reply on 31.12.2014 along with an affidavit on Rs. 100/- stamp paper expressing their willingness for the application to be processed as per Regulations,2014 along with relevant documents of the institution.</p> <p>The Southern Regional Committee in its 276th meeting held during 7th to 9th January,2015 considered the matter, reply of the institution dated 31.12.2014 along with affidavit expressing their willingness to process their application as per Regulations 2014,They have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (H'qrs).</p> <p>As per the decision of SRC, a letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015, an e-mail from Shri. Shrikanth Chauhan. Under Secretary, New Delhi, has been received by this office providing the clarification in the matter which is as under:-</p> <p>“The Pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The Southern Regional Committee in its 277th meeting held during 20th to 22nd January,2015 considered the matter and decided as Cause Inspection.</p> <p>As per the decision of SRC, the inspection letter was addressed to the institution on 28.01.2015.</p> <p>The inspection of the institution was conducted on 04.02.2015 and the VT Report was received by this office on 09.02.2015</p>
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		<p>The Committee considered the matter, VT report dated 04.02.2015, VCD and all the relevant documents of the institution, decided as under:</p> <p>1.Issue LOI</p> <p>2. Request them for reply, if possible, before 1.3.2015 so that this case can be considered for Formal Recognition before 3.3.2015.</p>
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Consideration of Court Case : (Volume- 02).

6.	<p>APS03719 B.Ed B.T.L College of Education, Bangalore, Karnataka KA</p>	<p>B.T.L College of Education, No.259/B, Bommasandra Industrial Area, Hosur Main Road, Bangalore-560099, Karnataka</p> <p>B.T.L College of Education, No.259/B, Bommasandra Industrial Area, Hosur Main Road, Bangalore-560099, Karnataka submitted an application for grant of recognition on 20.12.2004. The recognition was granted to the institution for offering B.Ed course with an intake of 100 students vide order dated 30.01.2006.</p> <p>In the meantime NCTE-Hqrs. vide its letter dated 22.09.2010 has forwarded a copy of the inspection report dated 22.04.2010 conducted under section 13 of NCTE Act. as there are deficiencies pointed out in the inspection report, NCTE Hqrs., has requested SRC to initiate action against the institution under section 17 of the NCTE Act immediately.</p> <p>The SRC in its 197th meeting held on 13th and 14th October, 2010 considered the matter and decided to issue show cause notice. Accordingly, show cause notice was issued to the institution on 06.12.2010. The institution has submitted write representation on 19.01.2011.</p> <p>The SRC in its 200th meeting held on 20th and 21st January, 2011 considered written representation of the institution for the deficiencies pointed out I its show cause notice dated 06.12.2010, the management admitted in writing that they are running pre-university course (PUC) in the same building where B.Ed programme is also conducted.</p> <p>➤ The built up area allotted to B.Ed in one floor is only 1190 Sq.mts, which has been admitted in writing by the management. The built up area is inadequate for B.Ed course as per NCTE norms.</p> <p>Based on the above points the committee decided to withdraw the recognition of the B.Ed course run by B.T.L College of Education, No. 259/B, Bommasandra Industrial Area, Hosur Main Road, Bangalore, Karnataka from the academic year 2011-12 in order to enable the ongoing batch of students in B.Ed course, if any to complete their course.</p>
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		<p>Accordingly, withdrawal order was issued to the institution on 11.03.2011.</p> <p>Aggrieved by the withdrawal order of SRC, the institution preferred an appeal to NCTE-Hqrs., and the appellate authority vide order No. F.No. 89-110/2011 Appeal/3rd Mtg.-2011 A36887 confirmed SRC's decision and rejected the appeal.</p> <p>The institution approached Hon'ble High Court of Karnataka vide W.P.No.23299 of 2011 wherein the 1st respondent is the Member Secretary, NCTE, New Delhi and 2nd respondent is SRC, NCTE, Bangalore. The writ petition is disposed of .</p> <p>The Hon'ble High Court vide order dated 23.08.2011 has quashed the appellate authority order and directed SRC to conduct inspection of the land and building made available to the B.Ed College and submit its report to the institution within a period of four weeks from the date of deposit of the prescribed fee for re-inspection.</p> <p>As per the orders of Hon'ble High Court re-inspection was conducted to the institution on 14.10.2011. The re-inspection report was inadvertently placed before the SRC in its 212th meeting instead of forwarding to appeal committee on 10.01.2013, SRC based on the inspection report took a decision to withdraw recognition and the committee decided to withdraw recognition to the institution and withdrawal order was issued to the institution on 14.12.2011 w.e.f 2011-12.</p> <p>The SRC-NCTE is in receipt of NCTE-Hqrs letter along with a court order in W.P. Nos.14783-14784/ 2013 & W.P. Nos.15417-15434 of 2013 dated 08.04.2013 received from Hon'ble High Court of Karnataka at Bangalore on 28.10.2013. The court order stated as follows:-</p> <p>“.....NCTE shall take immediate action to consider the materials placed before it and pass necessary orders regarding the existence of infrastructure for continuing the recognition granted to the petitioner- college. The respondent – University has to necessarily await the communication from the NCTE to pass appropriate orders regarding renewal of affiliation as the students admitted for the year 2011-12 have to pursue and continue their studies. It is made clear that further studies of these students shall not be affected and the same will be subject to the result of the orders to be passed by the NCTE and the consequential orders that the respondent-University has to pass. It is further made clear that the petitioner-colleges shall not make fresh admission without obtaining clearance from the NCTE and the consequential renewal of affiliation by the 1st respondent – University. It is necessary to observe that the NCTE and the respondent-University shall take expeditious step to put the matter at rest, as otherwise it will have serious effect on the students studying and as also on the college for its future</p>
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		<p>programmes. Writ petitions are accordingly disposed of.</p> <p>Now, the institution has submitted its written representation on 03.02.2015, stated as follows:</p> <p>“...1. BTL College of Education has been given approval to start B.Ed course and it stated admitting students from 2006. The course was being imparted successfully till then. On 22.04.2010 there was an inspection by your team and certain deficiencies were pointed out. Since rectification took some time, the college was derecognized.</p> <p>2. The College prayed to the Hon'ble High Court and it heard our petition and given stay.</p> <p>3. Since the college was given no admission status and disaffiliated, admission was not made.</p> <p>4. Since the college is located in rural area, the mass would be immensely benefitted by the course and it would enable many of the rural women to get gainful employment.</p> <p>Hence we request you to kindly accord your approval for renewing the B.Ed course from the academic year 2015-16. I wish to submit that all necessary infrastructure is available and it would be a waste of national resource if we do not utilize it fully.</p> <p>We seek your advice to enable us to get the renewal of the B.Ed course.”</p> <p>The Committee considered the matter, written representation from the institution vide letter dated 03.02.2015, decided and advised Southern Regional Office to put up with a more detailed note in the next meeting.</p>
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Consideration of Pending application for new regulation : (Volume- 02).

7.	<p>SRCAPP174 D.El.Ed Emmanuel College of Teacher Training, Vishakhapatnam, Andhra Pradesh AP</p>	<p>Emmanuel College of Teacher Training, Khasara No.4-2,5, 9-1, 9-2, Plot No.5-9/1, Tamaram Village, Makavarapalem Post Office, Narsipatnam Taluk & City, Vishakhapatnam District - 531113, Andhra Pradesh</p> <table border="1" data-bbox="495 1654 1479 1776"> <tr> <td data-bbox="495 1654 954 1707">Code/Course</td> <td data-bbox="954 1654 1479 1707">SRCAPP174/ D.El.Ed</td> </tr> <tr> <td data-bbox="495 1707 954 1776">Name the institution</td> <td data-bbox="954 1707 1479 1776">Emmanuel College of Teacher Training</td> </tr> </table>	Code/Course	SRCAPP174/ D.El.Ed	Name the institution	Emmanuel College of Teacher Training
Code/Course	SRCAPP174/ D.El.Ed					
Name the institution	Emmanuel College of Teacher Training					

Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent on	19.12.2014
Affidavit affirming adherence to Regulations 2014 received on	08.01.2015
Intake Requested.	Not mentioned
Other Course offered in the institution	B.Ed

Emmanuel Ministries Association, Plot No.5-9/1, Main Road-Tamaram, Tamaram Village, Makavarapalem Post Office, Narsipatnam Taluk & City, Vishakhapatnam District - 531113, Andhra Pradesh has applied for grant of recognition to Emmanuel College of Teacher Training, Khasara No.4-2,5, 9-1, 9-2, Plot No.5-9/1, Tamaram Village, Makavarapalem Post Office, Narsipatnam Taluk & City, Vishakhapatnam District - 531113, Andhra Pradesh for D.Ed. course online on 31.12.2012 for two years duration under section 14(1) of the NCTE Act 1993 and received in the Southern Regional Committee, NCTE on 07.01.2013.

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.

In the meantime, it is noticed that SRC in its 240th meeting held on 9th - 11th March 2013, rejected the cases which are made the processing fees through online mode and not submitted the proof. Hence the matter was placed before SRC.

The following deficiency is found in the application:

- As per the online application, it is reflected that the processing fees is made through online (ICICI transaction ID - 1356980509745). But the institution has not submitted any proof.

The SRC in its 240th meeting held on 9th - 11th March 2013, wherein the application of the institutions applied for the session 2013-14 were rejected on the basis which are made the processing fees through online mode and not submitted the proof.

The earlier decision of rejection of the above cases is reiterated in this case also.

The SRC reviewed the duly scrutinized above new application received by SRC, NCTE for the session 2013-14. Accordingly, the above application, which suffer from basic infirmities is summarily rejected as per [7 1-A (i)] of NCTE Regulations 2009.

- Proof of submission of online payment of processing fee is not available.

The processing fee, as provided under rule 9 of the NCTE 1997 is not furnished on or before the date of submission of online application – (as per Regulations 2009 Para 7[1-A(i)]a).

Accordingly, a rejection letter was issued to the institution vide No.F.No.SRCAPP174 (2013-14)/D.Ed/AP/2012-13/52000 dated 01.06.2013.

Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide order no.F.No.89-427/2013Appeal/14th meeting-2013 dated 30.10.2013 stating that:

“....the council concluded that the appeal deserved to be remanded to SRC with instructions to consider the application of the institution and process further as per regulations.

The Council hereby remands back the case of Emmanuel College of Teacher Training, Vishakhapatnam, Andhra Pradesh to the SRC, NCTE for necessary action as indicated above.”

The SRC in its 255th meeting held on 13th - 15th November 2013, considered the appellate authority order dated 30.10.2013 and decided to process the application.

Accordingly, the application is processed.

The SRC in its 256th Meeting held on 04th - 06th December, 2013 considered the appellate authority order dated 30.10.2013 to process further, all other relevant documents and decided to cause inspection under section 14 (1) of NCTE Act, 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

		<p>norms.</p> <p>Accordingly, inspection of the institution was fixed on 06th - 09th January, 2014. The same was intimated to the institution on 24.12.2013.</p> <p>As per the direction of SRC, the inspection of the institution was conducted on 06.01.2014 and the VT Report received in the office of SRC on 15.01.2014.</p> <p>The SRC, in its 260th Meeting held during 29th - 31st January, 2014 duly considered the VT report, VCD of the institution and all the relevant documents of the institution and it has decided to reject the application for the following deficiencies:-</p> <ul style="list-style-type: none">• Multipurpose hall size is undersized. As per VT report, multipurpose hall size is only 931.61 sq.ft. which is less than the requirement of 2000 sq.ft. as per NCTE norms 2009.• The Institution has not submitted original FDRs of Rs. 5 and 3 lacs towards endowment and reserve fund respectively from a Nationalised Bank. <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>As per the decision of the SRC, a rejection order was issued to the institution vide No. F.No.SRCAPP174/D.Ed/AP/2014-15/57026 dated 20.02.2014.</p> <p>Aggrieved by the rejection order of SRC the institution filed an appeal before the appellate authority, NCTE Hqrs.</p> <p>The appellate authority vide order F.No.89-144/2014 Appeal/8th Meeting-2014 dated 02/07/2014 stated as under:-</p> <p>"Sh. B.Suvarna Kumar, Administrative Officer, Emmanuel College of Teacher Training, Vishakhapatnam, Andhra Pradesh presented the case of the appellant institution on 27-05-2014. In the appeal and during personal presentation it was submitted that "the institution has submitted the original building plan and FDR's to the SRC, NCTE, Bangalore office, in person, on 19/02/2014, on viewing the rejection points in SRC, NCTE, website. Meanwhile, they have received the rejection letter on 25/02/2014. The institution has brought changes in the building plan and in the total built-up area of 40,999.20 sq.ft. the Multipurpose Hall is measuring more than 2000</p>
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		<p>sq.ft. as per the NCTE norms 2009".</p> <p>The Council noted that the appeal bears the date of 21/06/2013 which is the date of an earlier appeal. However the present appeal was received in the Council on 25/03/2014 only.</p> <p>The Council noted that the SRC, before refusing recognition, has not issued a show cause notice to the appellant as required in the proviso to Section 15(3) (b) of the NCTE Act to enable him to make a written representation. In these circumstances the Council concluded that the matter deserved to be remanded to the SRC with a direction to issue a show cause notice to the appellant and take further action as per the Regulations.</p> <p>After persual of the memorandum of appeal, affidavit, 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 issue a show cause notice to the appellant and take further action as per the Regulations.</p> <p>The Council hereby remands back the case of Emmanuel College of Teacher Training, Vishakhapatnam, Andhra Pradesh to the SRC,NCTE, for necessary action as indicated above.</p> <p>The SRC in its 271st meeting held on 01st August, 2014 considered the matter, decided and advised Southern Regional Office to process the case after notification of new Regulations.</p> <p>The institution has submitted the documents on 20.02.2014:-</p> <p>The Committee considered the matter, documents submitted by the institution dated 20.02.2014, and all other relevant documents of the institution, decided as under:</p> <p>1.Issue LOI for D.Ed.</p> <p>2.Request them for reply, if possible, before 1.3.2015 so that this case can be considered for Formal Recognition before 3.3.2015.</p>
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Consideration of LOI Reply : (Volume- 02).

8.	<p>SRCAPP551 D.Ed-AI Sri Shirdi Sai Teacher Elementary Educational Institution, Vizinagaram , Andhra Pradesh AP</p>	<p>Sri Shirdi Sai Teacher Elementary Educational Institution, Sy.No.575/17/18/19 & 577/19, S.R.Peta Road, Srungavarapukota Village and Post Office, Srungavarapukota Taluk and City, Vizinagaram District-535 145, Andhra Pradesh.</p> <table border="1" data-bbox="495 1690 1502 1854"> <tr> <td>Code/Course</td> <td>SRCAPP551 /D.Ed-AI</td> </tr> <tr> <td>Name the institution</td> <td>Sri Shirdi Sai Teacher Elementary Educational Institution</td> </tr> <tr> <td>Affidavit is sent on</td> <td>19.12.2014</td> </tr> </table>	Code/Course	SRCAPP551 /D.Ed-AI	Name the institution	Sri Shirdi Sai Teacher Elementary Educational Institution	Affidavit is sent on	19.12.2014
Code/Course	SRCAPP551 /D.Ed-AI							
Name the institution	Sri Shirdi Sai Teacher Elementary Educational Institution							
Affidavit is sent on	19.12.2014							

		<table border="1" style="width: 100%;"> <tr> <td style="width: 60%;">Willingness/Consent to process the application as per Regulation 2014.</td> <td style="width: 40%;">30.12.2014</td> </tr> <tr> <td>Intake Requested.</td> <td>Not mentioned</td> </tr> </table>	Willingness/Consent to process the application as per Regulation 2014.	30.12.2014	Intake Requested.	Not mentioned
Willingness/Consent to process the application as per Regulation 2014.	30.12.2014					
Intake Requested.	Not mentioned					
<p>Yanamadala Kamala Educational Society, Plot No. 15-12, S.R.R. Peta, Srungavarapukota Village and Post, office, Srugnavarapukota Taluka and City, Vizianagaram District-535 145, Andhra Pradesh had applied for grant of recognition to Sri Shirdi Sai Teacher Elementary Education Institute, Sy.No.575/17/18/19 & 577/19, S.R.Peta Road, Srungavarapukota Village and Post Office, Srungavarapukota Taluk and City, Vizianagaram District-535 145, Andhra Pradesh for D.Ed-AI Course for two years duration under Section 15(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 19.09.2011. The institution has submitted hard copy of the application on 27.09.2011.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 14.10.2011/17.11.2011 (Reminder). A deficiency letter was issued to the institution on 23.12.2011 and the institution has replied to the deficiency letter on 23.02.2012.</p> <p>The SRC in its 220th meeting held on 30th – 31st March, 2012 considered the reply of the institution dt. 23.02.2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice.</p> <p>Accordingly, Show Cause Notice was issued to the institution on 27.04.2012. The institution submits its written representation on 14.05.2012.</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> <ol style="list-style-type: none"> 1. Approved building plan submitted is for a total built up area of 3569.40 sq.mtrs, out of which the institution has accepted 594.60 sq.mtrs of building is still under construction and is incomplete, which is not permissible as per NCTE norms. 2. In the approved building plan submitted, it is clearly mentioned that 165.57 sq.,mtrs of built up area is covered with AC sheets, which is not permissible as per NCTE regulations 2009. Earmarked area for existing courses and proposed course is not mentioned in the building plan submitted. 3. The management is presently running B.Ed and D.Ed course in the same building. Earmarked area for each course is not given. 4. As per the institution's admission, the building is still under construction and built up area is 3024.10 sq.mtrs, which is less than the requirement as per NCTE Regulations for B.Ed, D.El.Ed and D.El.Ed –AI courses. 						

In view of above, the SRC in its decided as per NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.El.Ed-AI course.

Accordingly, rejection order was issued to the institution on 03.07.2012.

Aggrieved by the order of SRC, the institution had approached to appellate authority. The NCTE H'qrs has passed an order dated 11.12.2012 vide order no. F.No.89-493/2012 Appeal/10th Meeting-2012 stating that "... the council conducted that the appeal deserved to be accepted. The case is remanded to the SRC for further processing as per regulation".

In pursuance to the appellate authority order, the application was processed and placed before SRC and the Committee decided to serve Show Cause Notice under section 14 of NCTE Act, for the following:-

1. Approved building plan submitted is for a total built up area of 3569.40 sq.mtr out of which the institution has accepted 594.60 sq.mtrs of building is still under construction and is incomplete, which is not permissible as per NCTE norms.
2. In the approved building plan submitted, it is clearly mentioned that 165.57 sq. mtrs of built up area is covered with AC sheets, which is not permissible as per NCTE regulations 2009, Earmarked area for existing courses and proposed course is not mentioned in the building plan submitted.
3. The institution has not given the total earmarked built up area for the existing course and proposed course wise. The management is presently running B.Ed and D.El.Ed course in the same building. Total Earmarked area for the two course running is not given separately
4. Parts of the building is still under construction. The building is still under construction and built up area is 3024.10 sq.mtrs, which is less than the requirement as per NCTE regulations for B.Ed, D.Ed and D.El-AI courses.

Accordingly, a show cause notice was issued to the institution on 10.04.2013. The institution has submitted its written representation on 15.04.2013.

The SRC in its 244th meeting held on 9th-11th May 2013, considered the reply of the institution dt.15-04-2012 and all other relevant documents and decided to cause composite inspection for all the courses under NCTE Act, 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.

Accordingly, inspection of the institution was fixed on 19th-23rd August 2013, the same was intimated to the institution on 10.08.2013.

		<p>As per the direction of SRC, the inspection of the institution was conducted on 21.08.2013 and the VT Report received in the office of SRC on 28.08.2013</p> <p>The Committee considered by SRC in its 252nd Meeting held on 13-14 September, 2013 the VT report, VCD of the institution, all other relevant documents were duly considered and deficiencies still persist as under:</p> <ol style="list-style-type: none">1. As per VT report, multipurpose hall size is only 1386 sq.ft. which is less than the requirement of 2000 sq.ft as per NCTE norms 2009. <p>Supreme Court has directed that norms/standards should be strictly enforced:</p> <p>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 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> <ol style="list-style-type: none">1. The institution has not submitted original FDRs of Rs. 5 & 3 lacs towards endowment and reserve fund from a Nationalised Bank.2. Total built up area is not matching with building plan, building completion certificate and as per VT report. <p>In view of above, the committee decided as per NCTE Regulations 2009, to reject the application of the institution for recognition of D.Ed-AI course.</p> <p>Accordingly, rejection order was issued to the institution on 10.10.2013.</p> <p>Aggrieved by the rejection order of SRC the institution preferred an appeal to NCTE-Hqrs vide the appellate authority order no. F.No.89-672/2013 Appeal/2nd Meeting-2014 A84255 dated 20.02.2014 stating that “... Shri. R. Venkamma, Secretary, Sri Shiridi Sai Elementary Teacher Education Institution, Vizinagaram, Andhra Pradesh presented the case of the appellant institution on 04.02.2014. in the appeal letter dated 02.02.2014 and during personal presentation it was submitted that “the existing multipurpose hall on the second floor of 1st block was extended upto D.Ed office room by dismantling partition walls so as to increase the area to 100 ft X 22 ft. i.e. 2200 sq.ft. and the office room has been shifted to the ground floor of 2nd block. There is no change in the built up area of the building. A verification certificate from the Assistant Engineer, Manual Parishad Office, Vepada dated 21.10.2013 confirming the extension of the multipurpose hall is enclosed. The original FDR’s opened in corporation Bank are renewed on yearly basis and were last renewed on 10.10.2013. The FDR’s were verified by the visiting</p>
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team on 21.08.2013. the visiting team took Xerox copies and did not ask for originals. There is no difference in built up area between building plan and building completion certificate. Previously they submitted two building completion certificates for Block 1 and Block 2 of the building and the measurement of portico was not shown in the building completion certificate of Block 1. In the new building completion certificate dated 21.10.2013 covering both the blocks the building up area is 3618.70 Sq.Mts which is the same as per building plan”.

The council noted that the SRC, after conducting an inspection of the institution on 21.08.2013, did not issue any show cause notice before issuing orders refusing recognition, as required under the provisions of Section 14 of the NCTE Act. in the circumstances, the Council concluded that the matter deserved to be remanded to the SRC with a direction to issue a show cause notice to the appellant institution and take further action thereafter.

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 issue a show cause notice to the appellant institution and take further action thereafter.

The Council hereby remands back the case of Sri Shiridi Sai Elementary Teacher Education Institution, Vizinagaram, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above”.

The SRC in its 268th meeting held during 4th & 5th June, 2014 considered the matter, advised Southern Regional Office to process the case after notification of new Regulations as per NCTE (H.Q) instructions.

On 25.06.2014, a letter dated 21.06.2014, is received by this office from the institution regarding grant of LOI for issuing formal recognition fo D.Ed-AI course.

The SRC in its 276th meeting held during 07th -09th January, 2015 considered the matter, reply of the Institution dated 30.12.2014 along with affidavit expressing their willingness to process their application as per Regulations 2014, decided that,

- "1.This is a composite institution.
- 2.Intake is not specified. It is, therefore, taken to be one basic additional unit of 50. Advised Southern Regional Office to
- 3.Issue LOI with a request to submit staff list within a month so that this case can be considered before 3 March, 2015."

Accordingly, Letter of Intent was sent the institution on 27.01.2015,

		<p>On 16.02.2015, a letter is received by this office from the Institution along with some documents</p> <p>The Committee considered the matter, reply of the institution vide letter dated 16.02.2015 to the LOI issued, decided and advised Southern Regional Office to issue Formal Recognition w.e.f.2015-16</p>
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Consideration of Show Cause Notice reply : (Volume- 02).

9.	<p>SRCAPP1826 B.Ed-AI Annammal College of Education for women, Thoothukudi, Tamilnadu TN</p>	<p>Annammal College of Education for women, Plot No.RS799, Meelavittan Village, Thoothukudi Post & Taluk, Thoothukudi District, Pin-628 003, Tamilnadu</p> <p>Subbiah Dharma Nidhi, Plot No.RS799, Street/Road Thiruchendur Road, Thoothukudi Village & Post, Thoothukudi Taluk & District, Pin-628 003, Tamilnadu had applied for grant of recognition to Annammal College of Education for women, Plot No.RS799, Meelavittan Village, Thoothukudi Post & Taluk, Thoothukudi District, Pin-628 003, Tamilnadu for B.Ed-AI Course of one year duration under Section 15(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 19.12.2012 and physical application has been received in the office of SRC on 24.12.2012.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 22.01.2013 followed by reminder on 19.04.2013. A deficiency letter was issued to the institution on 19.04.2013. The institution has replied to the deficiency letter on 06.06.2013.</p> <p>The SRC in its 248th meeting 13th-15th July 2013 considered the reply of the institution to the deficiency letter vide letter dt.06.06.2013 and all other relevant documents and decided to cause inspection under section 14 (1) of NCTE Act, 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> <p>The inspection of the institution was fixed between 02.12.2013 to 04.12.2013. The same was intimated to the institution on 22.11.2013. The inspection of the institution was conducted on 03.12.2013.</p> <p>The SRC in its 257th meeting held on 20th –22nd December, 2013 considered the matter, and the committee has decided to issue LOI.</p> <p>Further, the Committee decided and advised Southern Regional Office to obtain the latest approved staff list for B.Ed & M.Ed courses being run by the institution.</p>
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		<p>The LOI for B.Ed-AI (SRCAPP1826) was issued on 08.01.2014.</p> <p>A letter to the institution regarding submission of approved staff list for the existing B.Ed and M.Ed courses was issued to the institution on 23.01.2014. The institution was asked to submit the approved staff list within 15 days.</p> <p>The institution submitted a reply on 27.01.2014 enclosing the original fixed deposit receipts of Rs. 5 lakh and Rs. 3 lakh in joint account with the Regional Director, SRC.</p> <p>A letter was addressed to the institution on 25.02.2014 to submit the LOI reply in view of the cut off date of 3rd March, 2014.</p> <p>The institution has submitted a copy of the approved staff list for the B.Ed and M.Ed courses & 01.03.2014 and through an e-mail on 28.02.2014.</p> <p>The SRC in its 264th meeting held on 01st –03rd March, 2014 has considered the reply to LOI and decided to issue formal recognition order with effect from 2014-15.</p> <p>At the time of preparing draft formal recognition order it was observed that, the staff list submitted by the institution along with LOI reply is not for the current application B.Ed-AI (SRCAPP1826). It is of the existing courses of B.Ed (APS0010) and M.Ed (APS04556) which is also not as per norms.</p> <p>Formal Recognition order is not issued.</p> <p>As advised a draft agenda was prepared to be placed before SRC.</p> <p>In the mean time, the institution has submitted a written representation on 19.05.2014 requesting for formal recognition along with the following enclosures;</p> <ul style="list-style-type: none">• Photocopies of Fixed Deposit Receipts in Joint A/c with the Regional Director• Staff list of 8 Assistant Professors approved by the Registrar, Tamilnadu Teacher Education University.• Annexure –I, Affidavit on Rs.100/- stamp paper by the institution• Annexure – II, Affidavits of the teaching staff appointed on Rs.10-stamp paper.• Annexure – III, Staff details pertaining to educational qualifications, designation, Experience etc <p>An email dated 18.12.2014 received from NCTE Hqrs Regarding guidance for processing of pending applications.</p>
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		<p>Accordingly a willingness letter was issued to the institution on 19.12.2014.the institution has submitted its reply along with relevant documents on 29.12.2014.</p> <p>The SRC in its 276th meeting held on 07-09 January, 2015 considered the reply of the institution dated 29.12.2014 along with affidavit expressing their willingness to process their application as per Regulations 2014, decided that:</p> <ul style="list-style-type: none"> • This is a composite institution. • The staff list for B.Ed -AI has to be according to the new norms. Advise Southern Regional Office to ask them to resubmit quickly so that this case can be considered before 3 March 2015. While resubmitting the must bear in mind the staffing pattern prescribed for a basic unit and a Additional Unit. <p>As per the decision of SRC, a letter was addressed to the institution on 30.01.2015.The institution has submitted its written representation along with affidavit, and staff list for B.Ed course and stating as follows:</p> <p>"We send herewith the following for your processing our applications for basic Unit and one Additional unit for B.Ed course for our institution.</p> <ol style="list-style-type: none"> 1. Affidavit dated 06.02.2015 duly signed. 2. Staff list as per the norms. <p>Kindly acknowledge and arrange to send us your Recognition Orders as early as possible".</p> <p>The Committee Considered the matter, affidavit dated 06.02.2015 and staff list, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <ol style="list-style-type: none"> 1.The Staff list is not approved by competent authority. 2.The staff list is not in the prescribed format - subject and marks details are not given. 3.The Principal's name is given twice. <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter including rejection of the application of the institution for B.Ed-AI course, based on the records available, with no further notice.</p>
10.	SRCAPP1636	Ambika D.El.Ed College, Khasara/Plot No. 392/ga, Gadwal Village, Post &

<p>D.El.Ed Ambika D.El.Ed College, Mahabubnagar, Andhra Pradesh AP</p>	<p>Taluk, Mahabubnagar District-509125, Andhra Pradesh.</p>	
	Code/ Course	SRCAPP1636/D.El.Ed
	Name of the institution	Ambika D.El.Ed College, Khasara/Plot No. 392/ga, Gadwal Village, Post & Taluk, Mahabubnagar District-509125, Andhra Pradesh
	Letter as per NCTE guidelines dated 18.12.2014 sent on	19.12.2014
	Affidavit affirming adherence to regulations 2014 received on	02.01.2015
	Intake Request	100 (one basic unit and one additional)
	Other Courses offered in the institution	Stand Alone
<p>Ambika Educational Society, Plot No. 7-5-18/1A, Kuntaveedhi Street, Gadwal Village, Post & Taluk, Mahabubnagar District-509125, Andhra Pradesh had applied for grant of recognition Ambika D.El.Ed College, Khasara/Plot No. 392/ga, Gadwal Village, Post & Taluk, Mahabubnagar District-509125, Andhra Pradesh, for D.El.Ed Course for two years duration under Section 15(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 01.10.2011. The institution has submitted hard copy of the application on 13.10.2011.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 08.11.2011. A reminder letter to the State Government was sent on 29.12</p> <p>The Southern Regional Committee in its 220th meeting held during 30th -31st March, 2012 considered the reply of the institution dated 28.02.2012 and all the relevant documentary evidences and it was decided to serve Show Cause Notice under Section 14(1) of NCTE Act, for the following:</p> <ul style="list-style-type: none"> • The land as gift deed is registered on 06-02-2012 after the date of on-line application submission, which is not permissible as per NCTE regulations 2009. Earlier, the institution had submitted lease deed at the time of making application, which is not permissible as per NCTE regulations. • In the approved building plan submitted, total earmarked built up area for the proposed course is not mentioned. • Building completion certificate submitted is in favour of individual by name K. Ambika W/o Ambusa R/o Gawadwal, Which is not permissible as per NCTE regulations 2009. • In the affidavit submitted, total built up area is not mentioned. • Details of the other courses run by the institution in the same building/ Premises is not Submitted. <p>As per the decision of SRC , a Show Cause Notice was issued to the</p>		

	<p>institution 26.04.2012.The institution submitted a reply on 14.05.2012.</p> <p>SRC in its 223rd Meeting held during 29th – 31st May, 2012 considered the reply of the institution to the show cause notice and decided as per NCTE Regulations 2009 , to refuse and reject the application of the institution for recognition of D.El.Ed course.</p> <p>As per the decision of SRC, a rejection order was issued to the institution on 28/06/2012.</p> <p>Aggrieved by the rejection order of SRC, the institution has preferred an appeal to NCTE-Hqrs and the appellate authority order vide no. F.No.89-89/2013Appeal / 8th meeting 2013 dated 22/05/2013 stated that</p> <p>“... the council noted that the SRC vide their order dated 28/06/2012 refused recognition of D.El.Ed course of the appellant institution on the grounds mentioned above and against this order the appellant was required to submit the appeal within the imitation period of sixty days as prescribed in the NCTE Rules. However, the institution submitted its appeal on 28/02/2013 which is approximately six months late. The appellant informed the council that the president of the society was sick during that time so they could not submit the appeal within the stipulated time. the council is of the view that every society has other office bearers other than the president and who may take decision about filing of appeal but this has not been done in this case. Moreover, the limitation period of sixty days provided in the rules is a sufficient period for filing the appeal. Therefore, the council decided not to condone the delay in the submission of appeal and not to admit the appeal.</p> <p>After perusal of the documents, memorandum of appeal, affidavit, and after considering the oral arguments advanced during the hearing, the Council decided not to condone the delay and therefore, not to admit the appeal.”</p> <p>The Appellant authority order was placed before SRC in its 247th meeting held on 20th -22nd June, 2013 and the committee has noted the matter”.</p> <p>A Court order was received from the Hon’ble High Court of Andhra Pradesh in .P.No.28817/ on 01.04.2014 stating that.</p> <p>“There appears to be some justifiable reason behind the claim . perhaps ,the ends of justice could have been better served by directing the petitioner society to pay to the Council as fine for condonation of delay of six months a sum of Rs.20.000/- which is double the amount of the proceedings fee prescribed for the application. Further the impugned order was passed by the council is bald, It has not preferred to assign any reasons. The impugned order is therefore, set aside and the petitioner society is directed to pay a penalty of</p>
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Rs.20,000/- (Rupees twenty thousand only) to the National Council for Teacher Education and time is granted for payment of the said fine up to 28.03.2014 and upon receipt of the said fine amount, the Council shall re-examine the appeal of the Petitioner society on merits as expeditiously as is possible with this the Writ Petition stands disposed of at the admission stage, But however. Without costs.

Consequently, the miscellaneous petitions if any stand disposed of”

As per the order of the Hon’ble Court, the institution preferred an appeal to NCTE – Hqrs the appellate authority vide order No. F.No.89/2013 Appeal/7th meeting 2013 dated 07.05.2014 stated that

“The Council noted that the name of the appellant institution is figuring at S.No. 6 of the list of institutions enclosed to the letter dated 14.08.2012 from the special chief Secretary to the Government of Andhra Pradesh recommending acceptance of their proposals for recognition of D.Ed courses for the academic year 2012-13, who could register their lands after 25.10.2011 i.e. after completion of strike in Telangana Region. The appellant institution registered the land on 06.02.2012 and got encumbrance certificate. The appellant also submitted a fresh building completion certificate indicating the type of roofing. In these circumstances, the Council concluded that the matter deserved to be remanded to the SRC with a direction to process the application as per the Regulations.

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 Regulations.

NOW therefore, the council hereby remands back the case of Ambika D.Ed College Mahabubnagar, Andhra Pradesh to the SRC, NCTE for necessary action as instructed above.

The Southern Regional Committee in its 276th meeting held during 7th to 9th January,2015 considered the Appeal Remanded back case and decided as under :-

“They have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (H'qrs).”

	<p>As per the decision of SRC, a letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015, an e-mail from Shri. Shrikanth Chauhan, Under Secretary, New Delhi, was received by this office providing the clarification in the matter which is as under:-</p> <p>“The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The SRC, in its 277th meeting held during 20th to 22nd January, 2015 considered matter and decided as</p> <p>“Process w.r.t. new Regulations and put up in the next meeting”</p> <p>As per the decision of SRC, the application was processed and placed before the Committee.</p> <p>SRC in its 279th meeting held on 1st February, 2013 considered the matter and decided as under:-</p> <p>“ affidavit received</p> <p>Show Cause Notice for inadequate built up area”</p> <p>On 13.02.2015, before issuance of Show Cause Notice to the institution, as per website information, the institution has submitted a reply to the show cause notice</p> <p>The Committee Considered the matter, reply of the institution dated 13.02.2015 to the show cause notice issued, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <p>1. .BP and Building Completion Certificate are both in the name of an individual.</p> <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution 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 including rejection of the application of the institution for D.Ed course, based on the records available, with no further notice.</p>
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11.	<p>SRCAPP1996 B.Ed Asan College of Education, Karur, Tamilnadu TN</p>	<p>Asan College of Education, Plot/Khasara No.SF.No.333/3, Paraiyur Street, Thoranakkalpatty Village & Post, Karur District, Pin - 639 003, Tamilnadu.</p> <p>Asan Educational Trust, Plot No.326/5 B, Sree Ambal Nagar Street, Andan Kovil East Village, L.N.S. Post, Karur District, Pin - 639 002, Tamilnadu had applied for grant of recognition to Asan College of Education, Plot/Khasara No.SF.No.333/3, Paraiyur Street, Thoranakkalpatty Village & Post, Karur District, Pin - 639 003, Tamilnadu for B.Ed. Course of one year duration under Section 15(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 29.12.2012 and physical application has been received in the office of SRC on 03.01.2013.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 05.02.2013 followed by reminder on 22.04.2013. A deficiency letter was issued to the institution on 22.04.2013. The institution has replied to the deficiency letter on 28.06.2013.</p> <p>The SRC in its 250th meeting held on 11th-13th August 2013, considered the reply of the institution, which is received on 28/06/2013, i.e., on 66th (Sixty Six) day after issue of deficiency letter which is beyond 5 days grace period allowed and with reference to the totality of information collected & based on a collective application of mind, the committee has decided as per clause 7(1) of NCTE Regulations 2009, to reject the application of the institution for recognition of B.Ed course.</p> <p>Accordingly, rejection order was issued to the institution on 23.09.2013.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide F.No.89-678/2013 Appeal/3rd Meeting-2014 dated 24.03.2014 stating as follows:-</p> <p>“....council noted that a deficiency letter dated 22.04.2013 was issued to the appellant institution. Time limit for removing deficiencies and submitting compliance report has been mentioned in para 7 of the above deficiency letter which reads as “60 days from the receipt of communications of deficiencies. The appellant informed the SRC vide its letter dated 14.06.2013 that it had received the deficiency letter on 29.04.2013 and a reply will be sent by 29.06.2013. the council also finds a letter dated 28.06.2013 of the appellant received and acknowledged in SRC on the same date i.e. 28.06.2013. the appellant during the course of hearing produced speed post envelop posted by SRC on 22.04.2013 and a stamp of the receiving that he had received the deficiency letter. SRC in its refusal order dated 23.09.2013 has also mentioned 5 days grace period. The sanctity of 5 days grace period is not understood. When an applicant is in a position to furnish concrete evidence of having received a letter on a specific date, the stipulated period should have been counted from the date of receipt of that letter. In the instant case the council concluded to remand back the case of SRC with a direction to consider the reply dated 28.06.2013 of the appellant institution and take decision on merits of the case.</p>
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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 consider the reply dated 28.06.2013 of the appellant institution and take decision on merits of the case.”

The SRC in its 268th Meeting held on 4 – 5 June, 2014 considered the matter; the office memorandum (directive) from the NCTE Hqrs dated 25.04.2014, decided and advised Southern Regional Office to process the said application after notification of new Regulations as per NCTE (H.Q) instruction.

The institution has submitted a letter dated 24.07.2014 requesting as follows:

“.....after a long gap of time SRC in its 268th Meeting held on 4 – 5 June, 2014 considered our application and has published in its web page as follows:

“The Committee considered matter; the office memorandum (directive) from the NCTE Hqrs dated 25.04.2014, decided and advised Southern Regional Office to process the said application after notification of new Regulations as per NCTE (H.Q) instruction.”

We are shocked and worried on the above observation of SRC. We applied to start a B.Ed., college based on paper advertisement inviting application for the academic year 2013-2014. We followed all the norms and standards with regard to land, building and infrastructure and all other facility requirements based on NCTE Norms and Standards 2009. And our institution is ready for inspection at any moment based on the required norms. This stand of NCTE has caused us financial loss and psychological turmoil. The reputation of our Educational Trust and trustees is in doll drums because of this stand.

The sudden and unexpected move by SRC, NCTE to process our application after notification of new regulations is painful and disappointing. We have invested huge amount in crores anticipating that we would get approval for the B.Ed College for the academic year 2013-14.

Lengthy time span between every stage of proceeding and scrutiny of our application delayed the process of our application. The prime and vital cause is the wrong calculation of dates with regard to our reply to discrepancy letter. August 2013 was the month SRC rejected our application and now it is July 2014, almost a year has passed since the issue came to existence. If the dates of our reply could have been calculated rightly our application would have been processed on time and our college could have got approval.

So, considering the issue, in which we are innocent and nowhere responsible for the delays, we request you to kindly consider our application and approve our Asan College of Education to commence from the academic year 2014-15.

We assure you al the cooperation and confirm that we will fulfill any new

		<p>requirements that will have to be met during running the institution.”</p> <p>The SRC in its 272nd meeting held on 01st-02nd September, 2014 considered the request letter from the institution dated 24.07.2014, and decided that it is a new case; appeal remand case. According to Hqrs instruction, such cases can be processed only after notification of the new Regulations.</p> <p>An email dated 18.12.2014 received from NCTE Hqrs regarding guidance for processing of pending applications.</p> <p>Accordingly a willingness letter was issued to the institution on 19.12.2014. The institution has not submitted affidavit for willingness, instead the institution submitted a reply on 29.12.2014 and stating as follows:</p> <p>“Our application for starting a new B.Ed College. Based on that we have received a letter from your office dated 19.12.2014. (F.No.SRO/NCTE/SRCAPP1996/B.Ed/Tamilnadu/2014-15/60659) Here with we would like to inform you that we are not willing to progress our application further and would like to withdraw our application. (Application No.SRCAPP1996)”.</p> <p>So, we request you to kindly do the needful to confirm the withdrawal of our application.</p> <p>The matter was placed before SRC in its 278th meeting held on 25 January, 2015 considered the matter, and the committee decided that:</p> <ul style="list-style-type: none">• The institution may be asked to clarify on the genuineness of the letter, as the authorized signatory has not signed the letter. <p>In the meantime, the institution has submitted its written representation dated 29.01.2015 received by SRC on 03.02.2015 and stating as follows:</p> <p>“We applied for starting a new B.Ed., college (Asan College of Education) in our place vide our application number SRCAPP-1996-2013-14. Since the process was delayed we happened to withdraw the application respecting your letter dated 19.12.2014, (Ref.No: SRRCAP/B.Ed/Tamilnadu/2014-15/60659.) we sent a withdrawal letter on 27.12.2014. The copy of the letter is enclosed herewith.</p> <p>Meantime we had received a phone call from your office asking us to send the copy of the withdrawal letter so, please find herewith we have attached the copy of the letter sent on 27.12.2014”.</p> <p>As per the decision of SRC a letter was issued to the institution on 05.02.2015. In response to this office letter, the institution has submitted its written representations dated 09.02.2015 along with letter dated 27.12.2014 received</p>
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		<p>by SRC on 13.02.2015 and stating as follows:</p> <p>“We have received a letter from you stating that our withdrawal request letter was not signed by authorized signatory and it requires our clarification of the genuineness of the letter.</p> <p>The withdrawal letter was signed intact and the copy of the same is attached herewith for you consideration and we are surprised to know that the letter was without signature.</p> <p>Herewith we request your good self to kindly consider our withdrawal letter as it was sent by us genuinely”.</p> <p>The Committee considered the matter, written representation by the institution dated 29.01.2015, decided as under:</p> <p>Withdrawal of application is permitted.</p>
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Consideration of Other Cases : (Volume- 02).

12.	<p>SRCAPP4 B.Ed Shri Sahararjun B.Ed College, Gadag, Karnataka KA</p>	<p>AABTC3266F, Rs.No.31/1, Hubli Road, Laxmeshwar Ramgeri Village, Laxmeshwar Post and Town, Shirahatti Taluk, Gadag District – 582116, Karnataka had applied for grant of recognition to Shri Sahararjun B.Ed College Laxmeshwar 582116, Hubli Road laxmeshwar Ramgeri, Plot no. RSNO31/1, Hubli Road, Laxmeshwar Ramgeri Village, Laxmeshwar Post and Town, Shirahatti Taluk, Gadag District – 582116, Karnataka for B.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 04.02.2013/09.04.2013 (Reminder). A deficiency letter was issued to the institution on 25.03.2013. The institution replied to the deficiency letter on 16.05.2013 & 20.05.2013</p> <p>The Southern Regional Committee in its 247th Meeting held on 20th – 22nd June 2013 considered the reply of the institution vide letters dated 16.05.2013 & 20.05.2013 to the deficiency letter and the reply was unconvincing and not satisfactory. Deficiencies still persisted as under:</p> <ul style="list-style-type: none"> • Original building completion certificate from competent Govt. engineer is not submitted. In the BCC submitted, built up area shown for proposed B.Ed course is inadequate as per NCTE norms 2009. • In the building plan submitted, total earmarked built up area is not mentioned for B.Ed and D.Ed courses. • In the building plan submitted, institution’s name is not mentioned.
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Under the above grounds and with reference to the totality of information collected & based on a collective application of mind, the SRC, decided as per NCTE Regulations 2009, to refuse and reject the application of the institution (SRCAPP4) for recognition of B.Ed course.

As per the decision of SRC, a rejection order was issued to the institution vide F.No.SRCAPP4/B.Ed/KA/2013-14/53217 dated 20.08.2013.

On 28.10.2013, the Secretary, Channamma Shaikshanika Hagu Vividoddeshaagala Samithi submitted a written representation dated 24.10.2013 requesting for correction in the name of the college and name of the trust which was wrongly entered in the online application form. A reply was sent to the institution vide F.SRO/SRCAPP4/B.Ed/New/KA/2013-14/55104 dated 21.11.2013

In the mean time, the institution had filed an appeal under Section 18 of NCTE Act, before the Appellate Authority, NCTE, New Delhi against the rejection order of SRC.

The appellate authority vide order F.No. 89-662/2013 Appeal/2nd Meeting – 2014 dated 25.02.2014 has remanded back the case of Shri Sahararjun B.Ed College Laxmeshawar 582116, Gadag District – 582116, Karnataka and has made the following observations;

The Council noted that

(i) a copy of the notarized building completion certificate dated 16.4.2013 issued by a Government Engineer is available in the file and it shows a built up area of 1800 Sq.Mtrs. which is adequate for B. Ed. course. The original of this certificate can be got verified at a later stage. (ii) in the building plan the title is shown as Sahararjun B.Ed. College only. The appellant also submitted that the plan is for B.Ed. College only and recognition for D.Ed. course conducted elsewhere has been withdrawn by the SRC. In these circumstances, the Council concluded that the matter deserved to be remanded to the SRC with a direction to process the application further as per the Regulations.

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 further as per the Regulations.

The Council hereby remands back the case of Shri Sahararjun B.Ed.College, Gadag District, Kamataka to the SRC, NCTE, for necessary action as indicated above

The SRC in its 268th Meeting held on 4 – 5 June, 2014 considered the matter, advised Southern Regional Office to process the case after notification of new Regulations as per NCTE (H.Q) instructions. As per the Appellate Authority direction the application was processed.

An email dated 18.12.2014 received from NCTE Hqrs regarding guidance for

	<p>processing of pending applications.</p> <p>Accordingly, a willingness letter was issued to the institution on 19.12.2014. The institution has submitted reply on 05.01.2015 along with affidavit and relevant documents. The institution has submitted original FDRs of Rs. 5 lakhs and Rs. 7 lakhs.</p> <p>The SRC in its 276th meeting held on 7th, 8th and 9th January, 2015 consider the matter and the committee decided as follows:</p> <ul style="list-style-type: none">• Stand alone Institution.• They have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (Hqrs). <p>As per the decision of SRC, a letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015 an e-mail from Shri. Shrikanth Chouhan Under Secretary, New Delhi, has been received by this providing the clarification in the matter which is as under:-</p> <p>“The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The SRC in its 277th meeting held on 20th to 22nd January, 2015 considered the matter, decided and advised Southern Regional Office to Cause Inspection of the said Institution for the B.Ed course proposed.</p> <p>Accordingly, inspection of the institution was fixed between 1st - 5th February 2015. The inspection intimation was sent to institution on 28.01.2015.</p> <p>The inspection of the institution was conducted on 04.02.2015 and the VT report received in the office of SRC on 09.02.2015.</p> <p>The VT report was placed before SRC in its 280th meeting held on 12-14 February 2015, considered and the committee decided as follows:</p> <ol style="list-style-type: none">1. This case is considered not as an application for stand alone institution, but as a case of existing institution in accordance with the instructions issued by the NCTE (Hqrs).2. LOI for B.Ed (2 basic units).
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		<p>3. Request them to give reply, if possible, by 25 Feb 2015, so that this case can be considered for Formal Recognition before 3 March, 2015.</p> <p>Accordingly, LOI was issued to the institution on 16.02.2015.</p> <p>In the mean time letter dated 13.02.2015 from Channamma Shaikshanik Hagu Vividhoddheshagala Samiti along with document received by SRC on 16.02.2015. and stated as follows:</p> <p>“I would like to give the following information that, by the time online submission of our proposed B.Ed college application due to typological mistake of our computer operator, instead of Shri Sahasrarjuun B.Ed College, he wrongly typed as Shri Sahararjun B.Ed College. Kindly update the required modifications and correct it as “Shri Sahasrarjun B.Ed College” in future correspondences from the Southern Regional Office”.</p> <p>The Committee considered the matter, letter dated 13.02.2015 along with documents from the institution, and decided as under:</p> <p>1. Correction sought is allowed.</p> <p>2. Ask them to expedite their reply to LOI.</p>
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Consideration of Court Case & Other cases : (Volume- 03).

13.	<p>SRCAPP1078 D.El.Ed Hyderabad Presidency College of Elementary Education, Hyderabad, Andhra Pradesh AP</p>	<p>Hyderabad Presidency College of Elementary Education, No. 257, Alkapoor Street, Puppalguda Village & Post, Rajendrangar Taluk, Hyderabad District-500089, Andhra Pradesh</p> <p>Golconda Educational Society, No. 252, Alkapoor Road, Puppalguda Village & Post, Rajendarnagar Taluk, Hyderabad District, Andhra Pradesh had applied for grant of recognition to Hyderabad presidency College of Elementary Education, No. 257, Alkapoor Street, Puppalguda Village & Post, Rajendrangar Taluk, Hyderabad District-500089, Andhra Pradesh for D.El.Ed Course on 29/09/2011 for two year duration under Section 14(1) of the NCTE Act, 1993 and received in the southern Regional Committee NCTE on 24.10.2011.</p> <p>NCTE - Hqrs had directed to process the applications in accordance with NCTE Regulations 2009 and amendment Notified on 26th November 2010 which reads as follows:-</p> <p>2(B) for Sub Regulation (1-A) the following shall be submitted namely." 1(1-A) (I) the application shall be summarily rejected under one or more of the following circumstances:</p> <ul style="list-style-type: none"> • The processing fee, as provided under Rule 9 of the National
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		<p>Council for Teacher Education Rules, 1997 is not furnished on or before the date of submission of online application.</p> <ul style="list-style-type: none">• Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application.• 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 online application. <p>The SRC considered the matter in its 213th Meeting held on 06th - 07th November, 2011 and after careful perusal of the original file of the institution and other related documents, NCTE Act 1993, Regulations and guidelines from time to time laid on the table the Regional committee decided to reject the application on the following ground:-</p> <p>Hard copy application not submitted within time frame as per Regulation 2009.</p> <p>Accordingly, rejection letter was issued to the institution on 13/01/2012.</p> <p>Aggrieved by the rejection letter of SRC the institution has preferred an appeal to NCTE-Hqrs and the appellate authority order in its order No. F.No. 89-194/2012 Appeal/5thMeeting-2012 dated 18/06/2012 "...Council concluded that there was adequate ground to remand the case to the SRC for further processing on merit as per the Regulations".</p> <p>Accordingly, scrutinized the application and placed before SRC in its 231st meeting held on 22nd-23rd August 2012, has considered the Appellate authority order dt. 18/06/2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice under section 14 (1) of NCTE Act, for the following:</p> <ul style="list-style-type: none">• Copy of agreement of sale cum general power of attorney executed on 17/04/2008 in favour of Hyderabad Presidency college and P.G. Centre Managed by M/S. Golconda Educational Society for Sy.No. 116 to 118& 136 to 143 Extent 146.3 Sq.mts in Puppalguda Village.• Copy of sale deed executed on 03/12/2001 in favour of Hyderabad Presidency college and P.G. Centre Managed by M/S. Golconda Educational Society for Sy.No. 116 to 118& 136 to 143 Extent 2.090.00 Sq. Mts in Poppalguda Village.• Copy of sale deed executed on 10/12/2001 in favour of Hyderabad Presidency college and P.G. Centre Managed by M/S. Golconda Educational Society.• Copy of sale deed executed on 08/07/2003 in favour of Hyderabad Presidency college and P.G. Centre Managed by M/S. Golconda Educational Society for Sy.No. 116 to 118& 136 to 143 Extent 146.3
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		<p>Sq. Mts in Poppalguda Village.</p> <ul style="list-style-type: none">• Copy of sale deed executed on 16/08/2003 in favour of Hyderabad Presidency college and P.G. Centre Managed by M/S. Golconda Educational Society for Sy.No. 116 to 118& 136 to 143 Extent 418.00 Sq. Mts in Poppalguda Village. To clarify the institution.• In the affidavit survey no.s is not mentioned.• The institution had submitted building plan but it is not approved by the competent authority. Hence original blue print of approved Building plan is required, if the institution is running any other courses in the same building, then it is required to mentioned the separate earmarked area in courses wise & proposed college name is to be mentioned.• Original building completion certificate from competent Govt. engineer is not submitted. In the BCC submitted.• Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.• Up-to-date encumbrance certificate issued by sub-registrar is not submitted.• Original FDRs of Rs. 5 & 3 lacs towards endowment and reserve fund from a Nationalised Bank in favour of Society/college/institution name is not given. <p>Accordingly, a show cause notice was issued to the institution on 07.09.2012.The institution has submitted its written representation on 27.09.2012.</p> <p>The SRC in its 234th meeting held on 17th – 18th October 2012, has considered the reply of the institution vide letter dt. 27-09-2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice under section 14 (1) of NCTE Act, for the following:</p> <p>Land documents of sale deed dt. 10.12.2001 is not clear and readable.</p> <p>Approved blue print of the building plan issued by competent civil authority with the name of the institution, land area etc., is not submitted.</p> <p>Original building completion certificate from competent Govt. engineer in proper format is not submitted.</p> <p>Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.</p> <p>The land is in the name of Hyderabad Presidency College & P.G. Centre which is neither applicant Society nor proposed institution.</p> <p>Sy.No. 136 to 143 are not mentioned in the on-line application.</p>
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		<p>The size of the Seminar hall is also less than the requirement of 2000 sq.ft as per NCTE norms.</p> <p>As per encumbrance certificate, the land is in the name of the some other college managed by the same society, which is not permissible as per NCTE norms. Accordingly show cause notice was issued to the institution on 19.11.2012. The institution has submitted its written representation dt. 07/12/2012 received in the office of SRC on 12.12.2012.</p> <p>The reply of the institution to the show cause notice was duly considered by SRC in its 239th Meeting held on 26th-27th February, 2013 and the reply is unconvincing and not satisfactory, deficiencies still persist as under:</p> <ul style="list-style-type: none">• Certified copy of Land Documents by Sub-Registrar is not submitted.• The institution has submitted photo copy of building plan and not blue print originally approved by competent authority.• Original Building completion certificate dt. 03.12.2012 is submitted, but is not in prescribed format and not issued by Govt. Engineer. Hence Building completion certificate in prescribed format issued by Govt. Engineer is required.• As per the letter of market value assistance is reflecting nature of use of land as Urban Vacant land (residential).• Encumbrance Certificates are submitted up to 30.09.2007. up-to-date encumbrance certificate issued by sub-registrar is required.• As per copy of land documents, land is in the name of "Hyderabad Presidency College & PG Centre", which is neither applicant Society nor proposed institution". This college is managed by the same Society. • As per non-encumbrance certificate, the land, as on date of registration i.e., 10.12.2001 is in the name of "Hyderabad Presidency College & PG Centre", managed by the Sponsoring Society. Further, there is one more transaction in non-encumbrance certificate on 17.04.008 showing the land in the name of applicant society through "Agreement of sale cum GPA" instead of absolute sale deed. <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, rejection order was issued to the institution on 19.04.2013.</p> <p>Aggrieved by the rejection order of SRC, the institution has preferred an</p>
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appeal to NCTE-Hqrs the appellate authority vide no F.No.89-376/2013 Appeal/18th Meeting-2013 A81135 dated 10.01.2014 stating that "...the council concluded that the SRC was justified in refusing recognition and therefore, the order of the SRC is confirmed.

NOW THEREFORE, the council hereby confirms the order appealed against.

The Southern Regional Committee in its 260th Meeting held during 29th – 31st January, 2014 has noted the matter.

On 24.01.2015, the institution has submitted a written representation along with a copy of the Court order from the High Court of Delhi at New Delhi dated 11.12.2014 in W.P.No. 8807/ 2014 .The institution has also enclosed an affidavit pertaining to the details of the institution.

"Present writ petition has been filed with the following prayers:-

A. issue an appropriate writ[s]/directions[s] or order[s] quashing and setting aside the impugned orders dated 19.04.2013 passed by the Southern Regional Committee and Order dated 10.01.2014 passed by the National Council for Teacher Education as contained in Annexure P-1 ?colly?, and/or;

B. issue an appropriate writ[s]/direction[s] or order[s] quashing and setting aside the impugned orders and remanding back the case to the SRC for further processing of the application and grant of the Formal Recognition Order for running the D.El.Ed Course from academic year 2015- 2016, and/or;?

C. Pass any such order orders/directions as this Hon?ble Court deems fit and proper in the facts and circumstances of the case.?

Learned counsel for petitioner states that both the respondents have failed to consider that petitioner-institution has already complied with the norms as per the regulations. Mr. T. Singhdev, learned counsel for respondents states that new regulations have already been sent for publication in Gazette of India and petitioner-institute must apply afresh for the academic year 2015-2016.

Mr. T. Singhdev also relies upon the order dated 30th July, 2014 passed by this Court in similar facts in George College Department of Education Vs. National Council for Teacher Education and Anr., W.P.(C) 3371/2014.

Consequently, in view of the order dated 10th September, 2013 passed by the Supreme Court in SLP No. 4247-4248/2009 directing that all pending applications shall be decided in accordance with new regulations,

		<p>the present writ petition is disposed of with a direction that the petitioner shall apply afresh in accordance with new regulations, if required and the same shall be considered by respondents-NCTE/SRC for academic year 2015-2016 in accordance with new regulations which shall be notified in compliance with the directions of the Supreme Court.</p> <p>If any deficiency is found, the same shall be conveyed to the petitioner, who shall be given an opportunity to remove the said deficiency, in a time bound manner. In case the deficiencies are removed within the given time, the application shall be processed in accordance with the relevant rules and regulations. If the deficiencies are not removed, the application shall stand rejected.</p> <p>Accordingly, present writ petition is disposed of with no order as to costs.”</p> <p>The Committee considered the matter, Court order dated 11.12.2014, decided as under:</p> <p>1.The Court order says “...shall apply afresh in accordance with new regulations if required...”.</p> <p>2.New regulations provide for applications, when notified, only between March and May.</p> <p>3.In any case, because of the Supreme Court ruling regarding 3 March 2015 dateline for approvals w.e.f. 2015-16, this case can not be processed in time for that.</p> <p>4.Close this case. Advise the party to apply afresh as and when NCTE issues notification inviting applications.</p>
14.	<p>SRCAPP1877 M.Ed Suraj College of Education, Tiruvannamalai, Tamilnadu TN</p>	<p>Suraj Collage of Education, plot/Khasara No. 223/20B, 20C, 20D, 20E, Plot No.415A, Melathangal Village & Post, Vandavasi Taluka, Tiruvannamalai District, Pin-606807</p> <p>Asha Foundation, Plot No.415/A, Chetpet Vadavasi Main Road, Melathangal Village & Post, Vadavasi Taluk, Tiruvanna,alai District, Pin-606807, Taminadu has Applied for grant of recognition to Suraj Collage OF Education, Plot/Khasara Taluka, Tiruvannamalai District, Pin-606807, Tamilnadu for <i>M.Ed</i> course for One year duration under section 15 of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 25.12.2012. The institution has submitted hard copy of the application on 02.01.2013.</p> <p>NCTE-H'qrs had directed to process the application in accordance with NCTE Regulation 2009 and amendment Notified on 26th November, 2010 which reads as follows:-</p> <p><i>2(B) for Sub Regulation (1-A) the following shall be submitted namely. 1(1-A) (I) the application shall be summarily rejected under one or</i></p>

		<p><i>more of the following circumstances:</i></p> <p><i>a. The processing fee, As provided under Rule 9 of the National Council for Teacher Education Rules, 1997 is not furnished on or before of submission of online application.</i></p> <p><i>b. Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application.</i></p> <p><i>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 7days of the submission of online application.</i></p> <p>Southern Regional Committee considered the matter in its 238th Meeting Held on 05th – 06th February, 2013 and on careful perusal of the original file of the institution and other related documents. NCTE Act 1993 Regulation and guidelines from time to time laid on the table. The Regional Committee decided to summarily reject as per Regulations [7-1-A (i)] the application on the following grounds:</p> <ul style="list-style-type: none">• <i>On-line application was submitted on 25.12.2012, whereas the hard copy of the same is submitted on 02.01.2013, As such, the Society has not dispatched this Hard copy of the application within 7 days of the submission of the on-line application.</i> <p>Accordingly rejection letter was issued to the institution 18.03.2013.</p> <p>On 08.01.2015 of application the institution (31.12.2014) has submitted documents with the request for consideration along with affidavit</p> <p>As directed a letter was issued to the institution on 20.01.2015 informing the college to apply a fresh again as NCTE invites application through on line as per regulation 2014.</p> <p>The institution in its letter dated 10.2.2015 enclosed a copy of court order in W.P.No.2447 of 2015 dated 4.2.2015 and stating as follows:</p> <p><i>“Heard Mr.R.Kannan, learned counsel for the petitioner and Mr. K. Ramakrishna Reddy, learned counsel appearing for the respondents.</i></p> <p><i>2. The petitioner seeks for a direction to the second respondent to consider its representation dated 31.12.2014 also to cause inspection on the petitioner’s collage.</i></p> <p><i>3. The petitioner submitted an application to National Council for</i></p>
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		<p><i>Teacher Education on 25.12.2012 seeking permission to stars M.Ed course. The said application is still pending. The petitioner has also submitted a representation on 31.12.2014.</i></p> <p><i>4. In the light of the above, without going into the merits of the petitioner's contention, there will be a direction to the second respondent to consider the representation of the petitioner dated 31.12.2014 and pass order on merits and in according with law within a period of four weeks from the date of receipt of a copy of this order".</i></p> <p>The SRC in its 280th meeting held on 12-14 February 2015 considered the court order dated 04.02.2015 and the committee decided that "as directed by the court, process this case further under the new regulations".</p> <p>Accordingly, the application was processed</p> <p>The Committee considered the matter, court order in W.P.No.2447 of 2015 dated 4.2.2015, decided as under:</p> <p>1.Issue letter to state Govt. for No Objection Certificate.</p> <p>2.BCC is not available.</p> <p>3.EC is outdated.</p> <p>4.Cause Inspection. Ask VT Inspectors to collect Building Completion Certificate and Encumbrance Certificate.</p>												
15.	<p>SRCAPP1136 D.E.C.Ed Mahendra College of Elementary Teacher Education, Srikakulam, Andhra Pradesh AP</p>	<p>Mahendra College of Elementary Teacher Education, Khasara No. 238/4, Plot No. 10-446, Pathapatnam Village, Post & Taluk, Srikakulam District-532213, Andhra Pradesh.</p> <table border="1" data-bbox="480 1283 1468 1801"> <tr> <td>Code/ Course</td> <td>SRCAPP1136/D.E.C.Ed</td> </tr> <tr> <td>Name of the institution</td> <td>Mahendra College of Elementary Teacher Education, Khasara No. 238/4, Plot No. 10-446, Pathapatnam Village, Srikakulam District-532213, Andhra Pradesh.</td> </tr> <tr> <td>Letter as per NCTE guidelines dated 18.12.2014 sent on</td> <td>As per online information.</td> </tr> <tr> <td>Affidavit affirming adherence to regulations 2014 received on</td> <td>05.01.2015</td> </tr> <tr> <td>Intake Request</td> <td>Not Specified.</td> </tr> <tr> <td>Other courses offered in the institution</td> <td>Mahendra Their College(Intermediate) (As per online application dated 29.09.2011)</td> </tr> </table>	Code/ Course	SRCAPP1136/D.E.C.Ed	Name of the institution	Mahendra College of Elementary Teacher Education, Khasara No. 238/4, Plot No. 10-446, Pathapatnam Village, Srikakulam District-532213, Andhra Pradesh.	Letter as per NCTE guidelines dated 18.12.2014 sent on	As per online information.	Affidavit affirming adherence to regulations 2014 received on	05.01.2015	Intake Request	Not Specified.	Other courses offered in the institution	Mahendra Their College(Intermediate) (As per online application dated 29.09.2011)
Code/ Course	SRCAPP1136/D.E.C.Ed													
Name of the institution	Mahendra College of Elementary Teacher Education, Khasara No. 238/4, Plot No. 10-446, Pathapatnam Village, Srikakulam District-532213, Andhra Pradesh.													
Letter as per NCTE guidelines dated 18.12.2014 sent on	As per online information.													
Affidavit affirming adherence to regulations 2014 received on	05.01.2015													
Intake Request	Not Specified.													
Other courses offered in the institution	Mahendra Their College(Intermediate) (As per online application dated 29.09.2011)													

	<p>Sri Radha Krishna Educational Society, Plot No. 10-26, Pathapatnam Village, Post & Taluk, Srikakulam District-532213, Andhra Pradesh had applied for grant of recognition Mahendra College of Elementary Teacher Education, Khasara No. 238/4, Plot No. 10-446, Pathapatnam Village, Post & Taluk, Srikakulam District-532213, Andhra Pradesh, for D.E.C.Ed Course for Two years duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 29.09.2011. The institution has submitted hard copy of the application on 30.09.2011.</p> <p>The Application was scrutinized and a copy of application was sent to State Government for recommendation on 28.10.2011. A reminder letter to the State Government was sent on 08.12.2011. A deficiency letter was issued to the institution on 30.12.2011. The institution has replied to the deficiency letter on 27.02.2012.</p> <p>The SRC in its 220th meeting held on 30-31st March 2012 has considered the reply of the institution dt. 27.02.2102 and all the relevant documentary evidences and decided to serve Show cause Notice under Section 14(1) of NCTE Act, for the following:</p> <p>In the approved building plan submitted, total earmarked built up area for the proposed course is not mentioned.</p> <p>In the Building Completion Certificate submitted, type of roofing is not mentioned.</p> <p>Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the purpose of educational institution is not submitted. Proceedings from the revenue divisional office not submitted.</p> <p>In the Affidavit submitted, total built up area is not mentioned and column No. 1 & 5 is not duly filled up.</p> <p>Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.</p> <p>Details of other teacher educational courses being run by the institution in the same building/premises is not given.</p> <p>The institutions request for change of course from D.E.C.Ed to D.El.Ed cannot be acceded. Change of course from D.E.C.Ed to D.El.Ed is not permissible as per Regulations at a later date.</p> <p>Reply to the deficiency letter was incomplete and not satisfactory.</p> <p>As per the decision of SRC, a Show Cause Notice was issued to the institution on 26.04.2012.</p> <p>The institution has not submitted reply for Show Cause Notice even after the expiry of stipulated time of 21 days from the date of issue of the notice.</p> <p>Keeping in view, Supreme Court vide their order in Civil Appeal No. 1125-</p>
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		<p>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 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 fulfills the conditions laid down in the Act 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>The SRC in its 226th Meeting held during 9th to 10th July, 2012 considered the matter, as the institution has not submitted reply even after stipulated period of 21 days from the date of issue of show cause notice letter dt. 26.04.2012 and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per clause 7(1) of NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.El.Ed course.</p> <p>Accordingly, a rejection order was issued to the institution vide No. F.N. SRCAPP1136/D.El.Ed/AP/2012-13/46750 dt. 16.10.2012.</p> <p>The institution preferred an appeal to NCTE (HQ), and the Appellate Authority vide order NO. F.No. 89-738/2012 Appeal/14th Meeting - 2012, dt. 01.02.2013 and has stated as follows:</p> <p>“after perusal of the documents, memorandum of appeal, affidavit and after considering oral arguments advanced during the hearing, Committee, therefore, concluded that the matter may be remanded back to the SRC to consider the reply of the institution to be re-submitted. The Appellant is also directed to send his reply once again to the SRC immediately.</p> <p>Now therefore, the Council hereby remands back the case of Mahindra College of Elementary Teacher Education, Srikakulam, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above”.</p> <p>In obedience to the Appellate authority, the application is being processed.</p> <p>The SRC in its 241st meeting held during 29 & 31 March & 1st April, 2013 considered Appellate Authority order dt, 08/01/2013 to consider the reply of the institution and noted that the institution has not submitted reply as per the direction of the Appellate authority and the deficiencies are still persists as under:</p> <p>Original building completion certificate from competent Govt. engineer is not</p>
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		<p>submitted in proper format and the BCC submitted is written by pen.</p> <p>Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.</p> <p>Original Affidavit on Rs. 100/- stamp paper in the prescribed format with notary attestation is not submitted.</p> <p>As per the on-line application, the institution had applied for D.E.C.Ed course. No D.E.C.Ed course is offered anywhere in the Andhra Pradesh region.</p> <p>The SRC in its 226th Meeting held during 09th to 10th June, 2012 considered the non-reply of the institution to the issue of show cause notice dt. 26/04/2012 and also as per the direction of Appellate authority the institution has not submitted its reply, with reference to the totality of information collected & based on a collective application of mind, the committee decided in its 241st Meeting held on 29th & 31st March, 2013 & April 2013 as per NCTE Regulations 2009, to reject the application of the institution for recognition of D.E.C.Ed (SRCAPP1136) course.</p> <p>As per the decision of SRC, a rejection order was issued to the institution on 18.05.2013.</p> <p>The Institution filed a W.P.No.31206 in the Hon'ble High Court of Andhra Pradesh at Hyderabad.</p> <p>A letter was addressed to Shri. Ramakanth Reddy, advocate on 07.11.2013 to appear before the court and defend the case on behalf of SRC- NCTE and NCTE- Hqrs.</p> <p>A Court notice from the Hon'ble High Court of Andhra Pradesh in W.P.No. 31206 of 2013 dated 31.10.2013 seeking personal appearance of the respondent (SRC, NCTE) on 2nd December, 2013 was received by this office on 11.11.2013.</p> <p>A letter was addressed of Shri. Ramakanth Reddy, Advocate on 21.11.2013 to defend the case of behalf of NCTE.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-H'qrs and the appellate authority vide order No. F.No.89-209/2014 Appeal/11th meeting -2014 dated 15.10.2014 stating that,</p> <p>"The Correspondent, Mahendra College of Elementary Teacher Education (hereinafter referred to as the appellant), preferred an appeal dated 21/04/2014 to the National Council for Teacher Education, New Delhi (hereinafter referred to as the Council) under Section 18 of the NCTE Act,</p>
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1993 against the Order.

The submission of the appeal has been delayed by 8 months and 25 days beyond the prescribed time limit of 60 days. The appellant in his letter dated 08.09.2014 submitted that the delay occurred as himself, the correspondent, was suffering from prolonged illness on account of severe disc prolapse sciatica. The appellant, in support of his illness, produced a medical certificate dated 21.03.2014 from Civil Surgeon, Andhra Medical College, Visakhapatnam, wherein it is stated that the patient was not in a position to move from bed during treatment and he became fir from 23.03.2014, the Council noting these submissions decided to condone the delay and consider the appeal.

Sh. S. Madhu Babu, Correspondent & Sh. S.P. Mishra, Office Incharge, Mahendra College of Elementary Teacher Education , Srikakulam, Andhra Pradesh presented the case of the appellant institution on .In the appeal and during personal presentation it was submitted that they replied to the show cause notice dated 26.04.2012 on 08.05.2012 and without giving a show cause notice the SRC issued the refusal order dated 18.05.2013

The Council noted that the SRC in their earlier order dated 16.10.2012 refused recognition on the ground that the appellant did not reply to their show cause notice dated 26.04.2012 even after the stipulated Period of 21 days from the date of issue of the notice. The appellant preferred an appeal against the order of the SRC and the Council in their appellate order dated 8/14-1-2013, finding that the stated reply of the appellant dated 08.05.2012 was not in the file of the SRC, remanded the matter to SRC to consider the reply of the institution to be resubmitted. The appellant was also directed to resubmit his reply to SRC immediately. the Council noted that the appellant did not resubmit his reply to SRC as per the Council's Order and in the circumstances the SRC refused recognition. In the appeal the appellant has not stated anything about his non- submission of his reply to SRC as per the appellate Order. In the circumstances, 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

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 SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed

The Council hereby confirms the Order appealed against.”

The Southern Regional Committee in its 275th meeting held during 1st & 2nd

	<p>December 2014, the considered the appeal case took note of the matter.</p> <p>On 05.01.2015 a letter dated 02.01.2015 is received from the Correspondent Mahendra College of Elementary Teacher Education Pathapatnam, Srikakulam District, Andhra Pradesh which is as under:-</p> <p>“Mahendra College of Elementary Teacher Education has filed Writ Petition Civil No.9272 of 2014 before the Hon’ble High Court of Delhi at New Delhi Challenging the order dated 18.05.2013 passed by the National Council for Teacher Education which was listed for hearing on 22.12.2014. After hearing the matter the Hon’ble court was pleased to pass following order:-</p> <p>The High Court has issued an appropriate order quashing and setting aside the impugned orders dated 18.05.2013 passed by Southern Regional Committee and order dated 15.10.2014 passed by the national Council for Teacher Education, New Delhi and asked to process our file for Academic year 2015-2016</p> <p>”Certified copy of the Order dated 22.12.2014 from the Hon’ble High court of Delhi in Writ Petition Civil No.9272 of 2014 is not received by this office.</p> <p>The SRC in its 276th meeting held during 7th to 9th January, 2015 considered the matter and decided as</p> <p>“ Stand alone institution.</p> <p>There is no B.Ed (DE). In any case, this is a stand alone institution.</p> <p>. They have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (H'qrs”</p> <p>As per the decision of SRC, A letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015, an e-mail from Shri. Shrikanth Chauhan, Under Secretary, New Delhi, has been received by this office providing the clarification in the matter which is as under:-</p> <p>“The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The Southern Regional Committee in its 277th meeting held during 20th to 22nd January,2015 considered the matter, decided and advised Southern</p>
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	<p>Regional Office to Cause Inspection of the said Institution for the D.Ed course proposed. and decided as.1.Cause Inspection.2.Advised Southern Regional office to ask VT to obtain latest Encumbrance Certificate in favour of the institution.</p> <p>As per the decision of SRC, a inspection letter issued to the institution on 27.01.2015</p> <p>The inspection of the institution was conducted on 03.02.2015 and the VT Report was received by this office on 09.02.2015</p> <p>Overall assessment of the institution ;</p> <p>The Society constructed three floor building with RCC for the proposed programme, infrastructural and instructional facilities are good during our visit. Amenities like drinking water, electricity, firehazards etc.. Provided to run the D.Ed Course.</p> <p>Remarks of VT Members ;-</p> <p>Constructed three stored building is earmarked to the proposed course only during our visit.</p> <p>The Southern Regional Committee in its 280th meeting held during 12th to 14th February,2015 considered the VT Report and Decided as</p> <p style="padding-left: 40px;">This case is considered not as an application for stand alone institution but as a case of existing instructions Issued in accordance with the instructions issues by the NCTE(H'qrs) Issue LOI for D.Ed (1 basic Unit) Ask them to reply if possible by 25 feb, 2015 so that this case can be considered for FR before 3.03.2015.</p> <p>A certified copy of the Court order dated 22.12.2014 in WP© No.9272 of 2014 from the Hon'ble High Court of Delhi at New Delhi is received by this office on 11.2.2015. The order of Hon'ble Court of New Delhi states as under:-</p> <p>"Mr. Arjun Harkauli, Learned Counsel for respondents states that new Regulations, dated 28th November, 2014 have already been published in the Gazette of India on 1st December, 2014 and the petitioner must apply afresh for the academic year 2015-16 in accordance with the same.</p> <p>Mr. Arjun Harkauli also relies upon the order dated 30th July, 2014 passed by this Court in similar facts in George College Department of Education Vs.</p>
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		<p>National Council for Teacher Education and another in WP© 3371/2014.</p> <p>Consequently, in view of the order dated 10th September, 2013 passed by the Supreme Court in SLP NO.4247-4248/2009 directing that all pending applications shall be decided in accordance with new regulations, the present writ petition is disposed of with a direction that the petitioner shall apply afresh in accordance with new regulations, if required and the same shall be considered by respondents-NCTE/SRC for academic year 2015-2016 in accordance with new regulations.</p> <p>If any deficiency is found, the same shall be conveyed to the petitioner, who shall be given an opportunity to remove the said deficiency, in a time bound manner. In case the deficiencies are removed within the given time, the application shall be processed in accordance with the relevant rules and regulations. If the deficiencies are not removed, the application shall stand rejected.</p> <p>Accordingly, the present writ petition is disposed of with no order as to costs.”</p> <p>On scrutiny of the file, the following is observed:-</p> <ul style="list-style-type: none">. The petitioner had applied for offering D.E.C.Ed. course on 29.9.2011 and 30.9.2011.. The application of the petitioner was rejected on 16.10.2012 stating that Change of Course from D.E.C.Ed. to D.El.Ed. course is not permissible under the Regulations at a later date.. The appellate authority vide order dated 1.2.2013 has remanded the case to SRC for considering the reply of the institution once again immediately.. The SRC in its 241st meeting decided to reject the application of the institution for recognition of D.E.C.Ed. course and rejection order issued on 18.5.2013.. The institution filed a writ petition WP No.31206 of 2013 in the Hon'ble High Court of Andhra Pradesh.. The institution also preferred an appeal to HQ and the appellate authority vide order dated 15.10.2014 has confirmed the order of SRC.. The SRC in its 275th meeting has noted the order of Appellate authority.. In the mean time on 5.1.2015 the order of Hon'ble Supreme Court of India in WP No.9272 of 2014 received by this office.. The letter of the institution along with copy of the Court order submitted by the institution was considered by SRC in its 277th meeting held during 20-22 January, 2015 wherein it is decided to cause inspection and ask for Non-Encumbrance Certificate from the institution. <ol style="list-style-type: none">10. As per the decision of SRC, a visit was scheduled to the institution for D.E.C.Ed. course during 1st to 5th February, 2015.11. The visiting team report received from the institution was for D.El.Ed. course and not for D.E.C.Ed. course.12. The SRC in its 280th meeting held during 12-14 February, 2015 has considered the visiting team report and decided to issue Letter of Intent for D.Ed. course with one basic unit.”
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16.	<p>AOS00579 B.Ed Viswam College of Education, Chittoor, Andhra Pradesh AP</p>	<p>Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor District-517325, Andhra Pradesh</p> <table border="1" data-bbox="495 546 1490 1033"> <tr> <td>Code/Course</td> <td>AOS00579 /B.Ed</td> </tr> <tr> <td>Name of the Institution</td> <td>Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor District-517325, Andhra Pradesh</td> </tr> <tr> <td>Affidavit is sent on</td> <td>19.12.2014</td> </tr> <tr> <td>Willingness/ consent to process the application as per regulations 2014 received on</td> <td>02.01.2015</td> </tr> <tr> <td>Intake requested</td> <td>Not specified</td> </tr> </table> <p>Viswam Education Society, Kurnool District, Andhra Pradesh had submitted to the Southern Regional Committee of NCTE for grant recognition to Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor District-517325, Andhra Pradesh for B.Ed course of one year duration, on 10.12.1998 and was granted recognition with an intake of 100 students from the academic session 1999-2000 vide Order No.8724 dated 10.06.1999.</p> <p>The office of SRC has received Complaint from different quarters against the institution including RTI . The matter was placed before SRC in its 146th meeting held on 25th 27th October, 2007 and the SRC decided to ask for clarification from the institution. A clarification letter was issued to the institution on 07.11.2007. The institution submitted its reply on 27.11.2007 and the same was placed before SRC in its 150th meeting held on 28th 29th December, 2007 and decided that the institution shall be inspected under section 17 of NCTE Act 1993.The inspection under section 17 was conducted on 23.04.2008 and the report was considered by the SRC in its 161st meeting held on 6-7th August,2008 and the committee decided to issue a show cause notice under section 17 for the following deficiencies :</p> <ul style="list-style-type: none"> ❖ The society initially started the institution in a spacious building. However as evident from the visiting team report and videography, the institution has been shifted from initial building to some other building 	Code/Course	AOS00579 /B.Ed	Name of the Institution	Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor District-517325, Andhra Pradesh	Affidavit is sent on	19.12.2014	Willingness/ consent to process the application as per regulations 2014 received on	02.01.2015	Intake requested	Not specified
Code/Course	AOS00579 /B.Ed											
Name of the Institution	Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor District-517325, Andhra Pradesh											
Affidavit is sent on	19.12.2014											
Willingness/ consent to process the application as per regulations 2014 received on	02.01.2015											
Intake requested	Not specified											

without the permission of NCTE

- ❖ The land is not specifically earmarked for teacher training education as the society is having various other courses and programme being run in the same campus
- ❖ As per the visiting team report, the institution is running PG College in the same building
- ❖ The labs. Show are deficient Language lab. Is inadequate.
- ❖ The Civil- amenities such as drinking water, rest rooms are not properly maintained
- ❖ The records, library, laboratory etc...need proper maintenance and updating
- ❖ The Management has to submit a certificate from the concerned affiliating university stating that no other courses are being run in the same building.

As per the SRC decision of a show cause notice was issued on 25.08.2008. The institution submitted a written representation on 11.09.2008 which was placed before SRC in its 165th meeting held on 27th and 28th September, 2008 and on after careful perusal of all aspects decided to withdraw recognition for the following reasons :-

- The institution was granted recognition to run the course in a rented premises vide order dated.10.06.1999 at Sy.no-4-1,1-B,20-2,1-1-B2-B4,1-B241, Venkappakota Village , Kondamari palle Panchayat , Chittoor District A.P. for a period of three years. At that point of time the institution had also submitted building plan and land documents pertaining to Sy No-515, Bandamaeeda Kammapalle Village, Madanpalli Municipality for proposed permanent site of the college.
- The institution again vide its letter dated.20.08.2003 submitted a building plan showing the proposed construction Sy.No.123, Kadiri Road, Angallu Gram Panchayat, Karuabakota, Mandanapalli, Chittoor District where the land shown was different from the one shown in its initial application. For this different site, the institution neither had taken formal permission from the NCTE nor it had submitted any communication for shifting to the new premises.
- The institution in its reply dated.09.09.2008 to the show cause notice informed that it had initially started at Thattivaripalli Village temporarily in rented building and later it was shifted to permanent building and situated near Angallu. Since the management got sanctioned an engineering college during the year 2006, the management started running engineering college also in the same building allotting space partially to B.Ed college also. It had also admitted that due to non-availability of sufficient accommodation for B.Ed course, another building was constructed adjacent to existing building in April-May 2007. Presently the same building is being used for running the B.Ed course. The management did not take permission for using the building simultaneously for engineering college instead of constructing separate building and shifting B.Ed course there. This act of the institution is a

		<p>violation of NCTE Rules and Regulations.</p> <ul style="list-style-type: none"> • As per the visiting team report of the inspection conducted under section 17 on 23.04.2008, the institution had shown the land documents wherein the land was not exclusively earmarked for B.Ed course, as the management is running some other courses, also in the same location. • As per the visiting team report of the inspection conducted under section 17 the total built up space available with the institution was 5918 sq.ft. • Further, the visiting team has also observed that the language lab is inadequate and needs to be strengthened. • The reply of the institution to the show cause notice issued vide dated.25.08.2008 does not reply specifically to the points raised therein. • The institution violated as above the provisions contained under various sections of NCTE Act and regulations there under. <p>As per the decision of SRC, a withdrawal order was issued to the institution on 06.10.2008</p> <p>In the meantime ,an affidavit in W.P. 22304 of 2008 filed by Viswam College of Education, Thattivarapalli, Madanapalli, Chittoor , Andhra Pradesh was received from the Hon'ble High Court of Judicature of Andhra Pradesh on 20.10.2008. Counter affidavit in the matter was sent to the legal Counsel at Hyderabad on 17.11.2008 and was requested to get the interim orders vacated granted in W.P.M.P.No.29056 of 2008 in WP/No.22304 of 2008 dated 14.10.2008 and dismiss the writ petition.</p> <p>On 24.07.2014 a letter of the Registrar Sri Venkateswara University , Tirupati-517 502 dated 15.07.2014 is received by this office which is as under:-</p> <p>“The recommendations of the University Inspection Commission fourth cited, in view of urgency and pending ratification by the Executive Council / Academic Senate, extension of temporary conditional affiliation is granted for the B.Ed., course offered by your college for the academic year 2014-15, subject to fulfillment of the conditions pointed out by the University inspection commission and the other general conditions as laid down in Chapter XI of the Laws of the University and the conditions stipulated by the NCTE /Govt. of AP</p> <table border="1" data-bbox="462 1638 1503 1774"> <thead> <tr> <th>Name of the Course</th> <th>No. of Section</th> <th>Sanctioned Intake</th> </tr> </thead> <tbody> <tr> <td>B.Ed.</td> <td>01</td> <td>120</td> </tr> </tbody> </table> <p>from time to time.</p>	Name of the Course	No. of Section	Sanctioned Intake	B.Ed.	01	120
Name of the Course	No. of Section	Sanctioned Intake						
B.Ed.	01	120						

DEFICIENCIES POINTED OUT BY THE UNIVERSITY INSPECTION COMMISSION	
1.	The management has shifted the B.Ed., College to adjacent building during 2007 prior approval from NCTE.
2.	A) A few faculty member (teacher) have to be selected by the duly Constituted Com B) College Governing body has to be reconstituted. C) The College has to subscribe for some more educational journals.
3.	The management may be instructed to obtain approval from NCTE for shifting the immediately.
4.	Some more journals have to be added.
<p>Further, you are also informed that:</p> <ol style="list-style-type: none"> 1. You should submit proposals for the extension of affiliation for the courses offered by your college during the month of February/ March. 2. You should also follow the instructions which contained in the academic calendar issued by this University for every academic year. 3. you should follow the fee structure strictly as per the fee structure format being issued by this University for every academic year. 4. you should maintain minimum standards of the quality of education, environment of the campus of the college, infrastructural and instructional facilities to the pupils and further to develop the facilities for imparting education in future years 5. and also to submit a copy of the building plan, sanitary and Fire safety certificate from the competent authority regulation along with the proposals. 6. that the University has granted extension of temporary conditional affiliation to the College for a period of ONE ACADEMIC YEAR only i.e for 2014-15 only. The Management should apply in January/ February 2015, Separately ,for extension of affiliation for the next academic year, by sending proposals in the PRESCRIBED FORMAT (Form- III) along with Affiliation and inspection fee of Rs.25000/- payable through on line Challan system. Unless and until the Univ ersity grants extension of affiliation for the next academic year i.e2015-16, the College should not make admissions for the academic year 2015-16 7. the college Management should take necessary step for constitution of the 	

		<p>governing body and conduct the meeting as per Chapter IX of the Laws of the</p> <p>University at least twice in an academic year and send the minutes of the Governing body to the University.</p> <p>8. Without prior approval of the University/ APSCHE, you should not shift the Building to any other new place/ change the management/ change the name of the college /shifting the college from rural to urban and vice-versa.</p> <p>In this context, you are informed to obtain for shifting the college from NCTE within three months from the date of receipt of these orders.</p> <p>Therefore, I am, by direction, to request you to take necessary steps, immediately for fulfilling the above conditions and rectification of deficiencies pointed out by the inspection Commission and send the COMPLIANCE REPORT within one month on receipt of this letter”.</p> <p>A letter of the institution dated 25.07.2014 received by this office on 28.07.2014 along with the staff list for the academic year 2013-2014.</p> <p>As seen from the file, the institution was withdrawn recognition on 06.10.2008 and the institution had filed a Court case in WP.No22304 of 2008 and had obtained interim direction without bringing to the notice of SRC. The then, Legal Counsel Sri Adinarayana Rao was requested to defend the case.</p> <p>It is observed from the file that the institution had preferred an appeal to HQ and Original file was sent to the on 16.07.2009. But the appeal order is not available in the file.</p> <p>Note: The staff list submitted by the institution is not approved by the affiliating University.</p> <p>The Southern Regional Committee in its 272nd meeting held during considered the matter, letter from the institution dated, 25.07.2014, decided that,</p> <p>“In this case, status quo will have to continue. We can not permit shifting or process for other issues at this stage. In view of the Supreme Court directions, we have to put this case on hold till notification of the new Regulations.”</p> <p>A letter was addressed to the institution on 08.10.2014 conveying the decision</p>
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		<p>of 272nd meeting of SRC.</p> <p>On 03.09.2014, the institution has submitted a written representation seeking permission to conduct a B.Ed course along with the relevant documents .</p> <p>A letter seeking consent on the willingness of the institution for considering their application as per Regulations 2014 was sent to the institution on 19.12.2014</p> <p>In response to this office letter dated 19.12.2014, the institution has submitted a reply on 02.01.2015 along with an affidavit on Rs.100/- stamp paper expressing their willingness for the application to be processed as per Regulations,2014 along with relevant documents.</p> <p>The documents submitted by the institution on 03.09.2014 and 02.01.2015 are as under:-</p> <ol style="list-style-type: none">1. Court order dated 28.04.2014 in W.P.No. 12454 of 2014 filed by the institution against Sri Venkateswara University is as under :- “The writ petition is filed for declaring the action of the respondent in not granting temporary affiliation to the petitioner’s college for the purpose of admission into B.Ed., course of the college commencing from the academic year 2014-2015 onwards, pursuant to the application submitted to the respondent on 21-02-2014 as illegal and arbitrary.2. When the matter is taken up for hearing, the learned counsel for the petitioner as well as Sri P. Govind Reddy, learned standing counsel appearing for the respondent stated that this court in similar circumstances granted similar reliefs in W.P.No.13557 of 2011 dated 13-04-2011 and in W.P.No.6582 of 2010 dated 23-03-2010. As the subject matter of the present writ petition is squarely covered by the said orders, for the reasons alike, the relief sought for in the present writ petition is accordingly granted. <p>Accordingly, the writ petition is disposed of directing the respondent(Sri Venkateswara University) to consider the application dated 21-02-2014 filed by the petitioner and pass appropriate orders in accordance with law as expeditiously as possible. There shall be no order as to costs.</p> <p>As a sequel thereto, Miscellaneous Petitions, if any, pending shall stand closed.”</p> <ol style="list-style-type: none">2. Letter of intimation dated 11.07.2009 from the NCTE-Hqrs stating that the appeal will be considered on 22.07.2009.3. Staff list of the college (teaching and non teaching staff)for the
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		<p>academic year 2013- 14</p> <p>4. Photocopy of Five fixed deposit receipts of Rs. 5 lakhs , Rs, 3 lakhs , Rs. 50,000/-,Rs, 50,000/-, Rs.50,000/-,Rs.50,000/- , due for maturity on 18.05.2015.</p> <p>5.Sanitary certificate and details of furniture , books and other equipments.</p> <p>As per records ;</p> <p>1. The institution was withdrawn recognition on 06.10.2008 and the institution had filed a Court case in WP.No22304 of 2008 and had obtained interim direction The then, Legal Counsel, Sri Adinarayana Rao was requested to defend the case. Thereafter , there is no information available in the file.</p> <p>2. It is observed from the file that the institution had preferred an appeal to HQ and Original file was sent to the on 16.07.2009. But the appeal order in not available in the file.</p> <p>3. Sri Venkateswara University has extended temporary conditional affiliation for the year 2014- 15 to the institution as per the court order in W.P.No. 12454 of 2014 dated 28.04.2014.</p> <p>4. The staff list submitted by the institution is not approved by the affiliating University.</p> <p>It is observed from the file that the institution is obtaining court directions from the year 2008-2009 continuously (with only S.V. University as a party) without obtaining recognition from NCTE.</p> <p>It is also seen from the file, that there is no communication regarding the court matter available in the file as the institution is not making NCTE, a party at all.</p> <p>The Southern Regional Committee in its 276th Meeting held during 7 – 9 January, 2015 considered the matter, all the relevant documents of the institution, decided that,</p> <ul style="list-style-type: none">• Recognition was withdrawn on 06.10.2008.• They have gone to Court. We have not been made a party.• Inform the affiliating body that recognition has been withdrawn by us. <p>The decision of 276th Meeting of SRC was conveyed to the institution on 19.02.2015</p> <p>On 03.02.2015 , the institution has submitted a written representation as under</p>
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“ I am submitting a detailed explanation on the decision taken by SRC-NCTE in the 276th Meeting regarding Viswam College of Education, Angallu, Madanapalle.

1. SRC-NCTE granted first recognition to the Viswam College of Education ,Angallu Madanpalle for the academic year 1999-2000 with an intake of 100 (F/SRO NCTE/1999-2000/8724 dated 10.06.1999)

2. SRC-NCTE sanctioned intake of 120 to the Viswam College of Education from the academic year 2000 - 2001 (F.AP/B.Ed/NEW/49/SRO/NCTE/2000-201/2838 , dated 01.12.2000)

3. In the year 2006 Engineering College was established and started functioning in the existing old building where the B.Ed Course was running. The management has constructed pucca new building exclusively for B.Ed College adjacent to the existing building in April-May 2007. In May 2007 B.Ed College was shifted into the newly constructed building

4. NCTE Expert team visited the institution on 23/04/2008 where the institution is functioning in the new building constructed as per the NCTE norms. Based on the report of expert team, the SRC-NCTE. issued Show Cause Notice to the institution to fulfill the deficiencies and also directed to explain for the lapses

(F/SRO/NCTE/2008/4135 dated 25/08/2008)

5. In response to the show cause notice , the institution explained in detail to the Regional Director, SRC-NCTE on 09/09/2008 (Letter No.91/Viswam College of Education/Angallu/2008)

6. SV University expert team visited the institution where the B.Ed college is running in the new pucca building and satisfied with the infrastructure facilities

Staff and other necessities to run the B.Ed course and granted affiliation for the academic years 2006-2007 and 2007-2008.

7.NCTE had withdrawn the recognition to the B.Ed Course and permitted us to appeal the Headquarters, NCTE, New Delhi (F.SRO /NCTE/ Ref/2008-

09/5868 dated 06.10.2008)

8. Students were admitted into the B.Ed course in Viswam College of Education for the academic year 2008-09 through Ed-CET-2008. In this connection keeping in mind the future of the admitted students we went to the Hon'ble High Court of Andhra Pradesh (W.P.M.P.No. 29056 of 2008 in W.P.No. 22304 of 2008) to continue the NCTE recognition. We included the NCTE-SRC, The State Government of A.P., Andhra Pradesh State Council for Higher Education and The convenor, ED-CET-2008 Admissions as parties in the above writ petition. The Hon'ble High Court suspended the proceedings of SRC-NCTE regarding withdrawal of recognition and also directed the Andhra Pradesh State Council for Higher Education and the Convenor, Ed-CET-2008 Admissions to continue the Viswam College of Education in the Ed-CET-2008 Admission Counseling for the academic year 2008-2009

9. We made an appeal to the Hqrs, NCTE, New Delhi against the orders of SRC-NCTE, Bangalore on 12/05/2009 regarding withdrawal of recognition to the Viswam College of Education

10. Headquarters, NCTE, New Delhi was directed us to depute one representative from our institution with a written explanation along with all supporting original documents to present the case (File No. 89 - 390/ 2009 - Appeal/97539, dated 11/07/2009.

11. As per the direction of the Headquarters, NCTE, New Delhi I deputed Mr.V. Sreedhar Reddy as a representative of Viswam College of Education to present the case on 22/07/2009 at NCTE Head quarters, New Delhi. Since July 2009, our appeal has been pending with the NCTE Head quarters. Viswam College of Education, NCTE Recognition has been continuing till now with NCTE order suspended by the Hon'ble High Court of Andhra Pradesh.

12. Again we went to the Hon'ble High Court of Andhra Pradesh in the year 2009 by making SRC-NCTE, The State Government of A.P, Andhra Pradesh State Council for Higher Education and the Convenor, Ed-CET-2009 admission and Sri Venkateswara University as parties to grant affiliation to S.V. University as per norms to the Viswam College of Education (W.P.No. 16500 of 2009). The Hon'ble High Court of A.P. directed SV University to grant the temporary affiliation to Viswam College of Education for the academic year 2009-2010 as SRC-NCTE order (F.SRO./NCTE/Ref/2008-2009/5868 dated 06.10.2008) were suspended by the Hon'ble High Court of Andhra Pradesh and granted temporary affiliation to the College for the year 2009-2010

13. Whereas NCTE recognition has been continuing to the viswam College of Education, we were not made NCTE as party in W.P.No. 6582 of 2010 of

Hon'ble High court of A.P. regarding grant of temporary affiliation from the SV University. In the orders of the Hon'ble High Court of AP again directed the SV University to accord temporary affiliation to Viswam College of Education for the academic year 2010-11 as per norms and the University granted affiliation to the College for the year 2010-11.

14. Again we appealed to the Hon'ble High Court of A.P. against SV University to grant temporary affiliation to Viswam College of Education for the academic year 2011-12 and Hon'ble High court ordered SV University to continue the temporary affiliation to Viswam College of Education for the academic year 2011-12 (W.P.No. 13557 of 2011) and Univeesity granted affiliation to the College.

15. For temporary affiliation to the Viswam College of Education from SV University for the academic year 2012-13, we made writ petitions No. 17048 of 2012 in Hon'ble High Court of AP as NCTE recognition has been continuing to Viswam College of Education .Again Hon'ble High Court of AP directed the SV University to continue the temporary affiliation to Viswam College of Education and affiliation by the University to the College.

16. SV University had already granted temporary affiliation to Viswam College of Education for the academic year 2013-14 .Hence the W.P.No. 1234 of 2013 of The Hon'ble High Court was closed by the Court.

17. for the Temporary affiliation from the SV University for the academic year 2014-15 we made a writ petition 12454 of 2014 in the Hon'ble High Court of A.P. and the Court directed SV University to granted the temporary affiliation to Viswam College of Education. The University granted temporary affiliation to the college for the academic year 2014-15.

18. When we requested the SV University to grant regular temporary affiliation the inspection Committee of SV University instructed us to obtain approval from NCTE for shifting of the College into adjacent permanent building .In this regard we approached the SRC-NCTE, Bangalore (Letter dated 02.09.2014 for approval of shifting the building with a D.D. of Rs.50,000/- (Rupees fifty thousand only) drawn in favour of the RD, SRC-NCTE, Bangalore (DD No. 415650, SBI Angallu branch on 28.08.2014). The same building already inspected by the expert team of NCTE on 23/04/2008.

19. In response to our request (letter dated 02.09.2014) SRC-NCTE informed the management that in view of the supreme Court Directions our appeal regarding approval of shifting of College was hold up to the New Regulation.) F.SRO/NCTE/AP/AOS00579/B.Ed/2014/59767 dated 08.10.2014

20. We have received a letter from SRC-NCTE informing that our application

has been pending with SRC-NCTE for grant of recognition .But this is not true.The fact is that our college recognition of NCTE has been continuing as per orders of Hon'ble High Court of AP(WP.MP.No. 29056 of 2008 in W.P.No. 22304 of 2008).But our application has been pending with SRC-NCTE for approval of shifting of College into the adjacent new pucca building constructed exclusively for B.Ed course as per NCTE norms in the same premises.This new building already visited by the expert team of NCTE on 23/04/2008 (F.SO./NCTE/APS00579/B.Ed/AP/2014/60832 dated 19/12/2014.)

21. In response to your letter (F.SRO/NCTE/APs00579/B.Ed/AP/2014 /60832 dated 19.12.2014 I submitted the following document on 02-01-2015.

- The affidavit (Rs. 100/-) in original stating that I am willing to seeking grant of permission for shifting of Viswam College of Education into the adjacent building exclusively constructed for the B.Ed course as per NCTE norms.
- Photocopy of the .D of Rs. 50,000/- regarding processing fee for the shifting of the College.(The original was submitted to the SRC-NCTE building on 03/09/2014)
- Photocopies of FDRs for Rs.5,00,000/- regarding processing fee for the shifting of the College.(The original was submitted to the SRC-NCTE building on 03/09/2014)
- Certified copies of the registered land document which is in the name of the Society both in English and Telugu in original.
- Photocopy of the building plan.
- Land use certificate and Field Measurement sketches in original.
- Photocopy of the building completion certificate
- Land Use affidavit (Rs.100) original
- In the orders of the Hon'ble High court of AP mentioned that the ordes of NCTE already suspended by the Court.Therefore subsequently we did not made SRC-NCTE as a party and also our appeal is still pending with the Head quarters,NCTE,New Delhi.From the academic years 2010-11 onwards to academic years 2014-15 we are receiving temporary application from SV University as per Court orders.
- SRC-NCTE given permission us to renew the FDRs which means NCTE recognition to Viswam College of Education,Angallu, Madanpalle has been continuing .On 06/04/2010 we have submitted the renewed original FDR for Rs. 5,00,00/- to you (No. 571088 dated 05.04.2010)
- On 29.02.2010 we also submitted FDR for Rs. 3,00,000/- in original to you (No. 571101 dated 571101)
- The expert team of SRC-NCTE already visited the newly constructed building as per NCTE norms exclusively for B.Ed course.

In this view we are in the impression that the NCTE recognition has been continuing to the Viswam college of Education, Angallu , Madanpalle sicne 1999.Herewith I am enclosing the necessary supporting documents for your

		<p>kind perusal. In this regard I humbly request you to continue the NCTE recognition to the Viswam College of Education, Angallu ,Madanpalle.</p> <p>It is observed from the file that :</p> <ol style="list-style-type: none"> 1. The institution was withdrawn recognition on 06.10.2008 The institution had preferred an appeal to HQ and Original file was sent to the on 16.07.2009. But the appeal order in not available in the file. 2. The institution has stated that the appeal is still pending before the Appellate authority. 2. Sri Venkateswara University has extended temporary conditional affiliation for the year 2014- 15 to the institution as per the court order in W.P.No. 12454 of 2014 dated 28.04.2014. 4. As per the website information , the impugned proceedings of SRC , NCTE were suspended by the Hon'ble Court vide order dated 14.10.2008 in W.P.M.P.No. 29056 of 2008 in W.P.No. 22304.of 2008 Court direction in W.P.No. 22304 of 2008 is not known. 5. Copies of the court order dated in W.P.No. 16500 of 2009 , court order dated 23.03.2010 W.P.No. 6582 of 2010, court order dated 13.04.2011 in W.P.No. 13557 of 2011, Court order dated 29.06.2012 in W.P.No. 17048 of 2012, oral order in W.P.No. 12934 of 2013, court order dated 28.04.2014 in W.P.No. 12454 of 2014. <p>The Committee considered the matter, decided and advised Southern Regional Office to put up after 3 March 2015.</p>
17.	<p style="text-align: center;">SRCAPP2061 B.Ed Divyakala College of Education, Dindigul, Tamilnadu TN</p>	<p>Divyakala College of Education, Plot/Khasara No. 274/4, Divyapuram Street, Malayagoundanpatty Village and Post, Nilakkottai City and Taluk, Dindigul District-624208, Tamilnadu.</p> <p>Divyakala Educational Trust, Plot No. 274/4, Nilakkottai Main Road, Malayagoundanpatty Village and Post, Nilakkottai City and Taluk, Dindigul District- 624208, Thailand had applied for grant of recognition to Divyakala College of Education, Plot/Khasara No. 274/4, Divyapuram Street, Malayagoundanpatty Village and Post, Nilakkottai City and Taluk, Dindigul District-624208, Tamilnadu for B.Ed Course of one year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 29.12.2012 and physical copy on 04.01.2013.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 22.01.2013 followed by reminder on 02.08.2013. A deficiency letter was issued to the institution on 01.06.2013. The institution has replied to the deficiency letter on 29.07.2013.</p>

The SRC in its 251st Meeting held on 25th to 27th August, 2013 considered the reply of the institution to the deficiency letter and the reply is unconvincing and not satisfactory, deficiencies still persist as under:

- The institution has applied online application on 31-12-2013 and the land is registered on 13-06-2013, which is not permissible as per NCTE Regulations 2009. As per 8 7 (i) of Regulation:

‘No institution shall be granted recognition under these Regulations unless the institution or society sponsoring the institution is in possession of required land on the date of application. The land free from all encumbrances could be either on ownership basis or on lease from Government or Government institutions for a period of not less than 30 years. In cases where under relevant State or Union Territory laws the maximum permissible lease period is less than 30 years, the State Government or Union Territory Administration law shall prevail. However, no building shall be taken on lease for running any teacher training course’.

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.Ed (SRCAPP2061) course.

Accordingly, a rejection order was issued to the institution on 09.10.2013.

Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE Hqrs and the NCTE Appellate Authority in its order dated – 21/05/2014 has confirmed the order of SRC.

“ Council noted that the appellant did not send a certified copy of the registered land document along with the application. In response to the deficiency letter he has forwarded only a copy and not original certified copy of the land document. The copy of the land document forwarded indicates that it was registered on 13/06/2013 i.e. after the date of submission of the application i.e. 29/12/2012. There is no proof in support of the appellant’s claim that he was instructed by the SRC to register the same land owned by the Trust with Trust seal. In these circumstances, 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.

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 SRC was justified in refusing recognition and therefore, the appeal deserved to be rejected and the order of the SRC is confirmed.

		<p>The appellate authority order was placed before SRC in its 269th meeting held on 1-2 July, 2014 and the Committee has noted the matter.</p> <p>Referring to the website of NCTE, the institution has submitted a copy of application for grant of recognition along with affidavit.</p> <p>As directed, a letter was sent to the institution on 17.1.2015 informing them to submit application afresh when NCTE invites applications through on-line as per Regulations, 2014.</p> <p>The institution has submitted request letter along with a copy of court order in W.P. No. 2903 of 2015 dated 6.2.2015 states as follows;</p> <p>“Heard Mr. R. Kannan, learned counsel for the petitioner and Mr. K. Ramakrishna Reddy, Learned standing counsel for the respondents 1 and 2 appearing for the respondents and with their consent, the writ petition is disposed of at the admission stage itself.</p> <p>The petition seeks for issuance of a writ of mandamus to direct the 2nd respondent to consider the application dated 02.01.2015 and direct them to process the application and cause inspection on the petitioner collage.</p> <p>The case of the petitioner is that Divyakala Educational Trust, in order to help the downtrodden, decided to start a collage and applied for the same with the 2nd respondent on 29.12.2012 through on-line and the application was also submitted in person on 04.01.2013 to state B.Ed course. The 2nd respondent, vide proceedings dated 01.06.2013, returned the application of the petitioner stating that there are certain deficiencies. The petitioner, after rectifying the deficiencies, re-submitted the application on 29.07.2013. Thereafter, the 2nd respondent rejected the petitioner’s application on 09.10.2013 without assigning any reason, as against which the petitioner preferred an appeal u/s.18[1] of the National Council of Teacher Education Act, before the 1st respondent, who directed the petitioner to appear in person on 12.04.2014 at 1.30 p.m. While so, the 1st respondent, after hearing the petitioner in person, rejected the appeal, on 21.05.2014. As against the said rejection of the appeal, the Chairman, National Council for Teacher Education, this is pending as on date.</p> <p>In the interregnum, the 2nd respondent, by a notification in the website, has announced that the 2nd respondent is proposed to process the applications which were pending on their file as per the provisions of the revised NCTE Regulations, 2014. In view of the same, the petitioner Trust submitted an application on 02.01.2015 for grant of affiliation after complying all the conditions stipulated therein. Till date, no order have been passed by the 2nd respondent on the petitioner’s application. Hence, the petitioner is before this Court.</p> <p>In the light of the above, without going into the merits of the petitioner’s contentions, there will be a direction to the 2nd respondent to consider the</p>
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		<p>petitioner's application dated 02.01.2015 and pass a reasoned order on merits and in accordance with law as expeditiously as possible, preferably within a period of three months from the of receipt of a copy of this order.</p> <p>The writ petition is disposed of with the above direction No costs.</p> <p>The matter was placed before SRC in its 280th meeting held on 12-14 February, 2015 considered and the committee decided that, As directed by the court, process this case further under the new Regulations.</p> <p>The Committee considered the matter, directive of the Hon'ble Court and decided as under:</p> <p>1.Latest Encumbrance Certificate(in original) is not available.</p> <p>2.Old Encumbrance Certificate shows this as leased land.</p> <p>3.Cause Inspection.</p> <p>4.Ask VT to obtain Encumbrance Certificate and check whether the land is still only on lease.</p>
18.	<p>APS01294 M.P.Ed Bharathiar University, Department of Physical Education, Coimbatore, Tamilnadu TN</p>	<p>Bharathiar University, Department of Physical Education, Maruthamalai Road, Coimbatore-641046, Tamilnadu</p> <p>Bharathiar University, Department of Physical Education, Maruthamalai Road, Coimbatore-641046, Tamilnadu had submitted an application to the Southern Regional Committee of NCTE for grant of recognition for M.P.Ed course of Two years from the academic session 2005-06 with an annual intake of 30 students.</p> <p>The institution was granted recognition on 13.07.2005 with a condition to shift to its own premises within three years from the date of recognition (in case the course is started in temporary premises).</p> <p>The two RTI applications has been received from Ms.G.Hemalatha, Advocate on 14.07.2014. RTI reply was sent to Ms.G.Hemalatha on 18.08.2014.</p> <p>A complaint letter dated 09.09.2014 from Ms.G.Hemalatha received by SRC on 11.09.2014 regarding appointment of Dr.K.Murugavel, Bharathiar University – Professor /Director in Physical Education in the year 2008 – Violation of NCTE / UGC norms by Bharathiar University-Coimbatore – Tamilnadu – Lodging complaint.</p> <p>Again, another complaint letter dated 09.09.2014 from Dr.B.Navaneethan, Director of Physical Education, PSG College of Arts & Science, Coimbatore received by SRC on 12.09.2014 regarding Dr.K.Murugavel's Appointment as Professor/Director in the year 2008-Violation of NCTE norms.</p>

		<p>The letters was sent to Dr.B.Navaneethan and Ms.G.Hemalatha on 23.09.2014 for varacity of the complaint letter asking to submit an affidavit and information.</p> <p>An affidavit was received by SRC on 07.10.2014 from Dr.B.Navaneethan stating as follows:-</p> <p>“...The brief facts are that in response to an advertisement issued in 2007 as aforestaked, Dr.K.Murugavel was appointed as Professor/Director in the year 2008 in Bharathiar University.</p> <p>Dr.K.Murugavel’s appointment was contrary to statutory rules as he did not have the requisite qualifications as prescribed by NCTE/UGC norms.</p> <p>VIOLATION OF RULES & REGULATIONS WHILE APPOINTING, DR.K.MURUGAVEL AS A PROFESSOR/DIRECTOR IN THE DEPARTMENT OF PHYSICAL EDUCATION IN BHARATHIAR UNIVERSITY (FOR THE PROFESSOR POST).</p> <p>a) He had no experience in Post Graduate (PG) teaching experience 10 years) in a training college (NCTE norms 2007).</p> <p>b) He had no experience in Research at the Ayyanadr Janakiammal College of Arts & Science, Sivakasi.</p> <p>i. He worked as a Lecturer in B.Sc Physical Education, Health Education and Sports in Arts & Science College. (His experience as a UG Lecturer from 19.12.1990 to 23.04.2008. 17 years and 4 months).</p> <p>ii. B.Sc Physical Education is not a professional degree like B.P.Ed and M.P.Ed</p> <p>c) He was not an eminent Scholar with published work of high quality.</p> <p>i. He received his guide ship approval in the year 2009 at Madurai Kamaraj University (Please Refer RTI information)</p> <p>d) He had no experience in Research at the University/College of Physical Education (By guiding M.P.Ed., M.Phil and Ph.D)</p> <p>i. Before joining in Bharathiar University he had no experience in Research.</p> <p>e) He had no sufficient experience in Post Graduate (PG) teaching (5 years minimum PG Teaching Experience) as per UGC norms.</p> <p>Based on the above facts how come an individual who has cheated/violated the norms and the University, NCTE and UGC who is still working, enjoying and holding two key individual posts as on post as Professor/Director.</p> <p>In view of these facts, I bring it to your kind attention that his appointment as Professor/Director in a university was contrary to statutory rules of NCTE/UGC norms.</p> <p>MINIMUM QUALIFICATIONS FOR THE POST OF DIRECTOR OF PHYSICAL</p>
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		<p>EDUCATION AND SPORTS IN A UNIVERSITY (AS PER UGC NORMS)</p> <ul style="list-style-type: none">a. Experience of at least 10 years as University Deputy Director of Physical Education (or)b. 15 years as University Assistant Director of Physical Education (Selection Grade) orc. 15 years as college Director of Physical Education (Selection Grade)d. Evidence of organizing competitions and conducting coaching camps of at least two weeks duration.e. Evidence of having produced good performance teams/athletes for competitions like State/National/Inter University/Combined University etc.f. Candidates has to complete 12 minutes Run/Walk test norms as prescribed by the UGC. <p>VIOLATION OF RULES & REGULATIONS WHILE APPOINTING DR.K.MURUGAVEL AS A PROFESSOR/DIRECTOR IN THE DEPARTMENT OF PHYSICAL EDUCATION, BHARATHIAR UNIVERSITY IN THE YEAR 2008.</p> <ul style="list-style-type: none">i. Dr.K.Murugavel is not having 10 years of experience as University Deputy Director of Physical Education.ii. Dr.K.Murugavel is not having 15 years of experience as University Assistant Director of Physical Education (Selection Grade)iii. Dr.K.Murugavel is not having 15 years as college Director of Physical Education (Selection Grade) experience. <p>FURTHER:-</p> <ul style="list-style-type: none">i. RTI question No.1 From Ayyandar Janaki Ammal College of Arts & Science, Sivakasi, Tamilnadu. Reveals that his previous experience only 17 years and 4 months.ii. RTI Question No.2 Reveals that he had only UG experience 17 years and 4 months.ii. RTI Question No.7 Reveals that he did not have Research Experience.v. RTI Question No.12 Reveals that B.Sc Physical Education course is not a professional course. <p>RTI QUESTIONS AND ANSWER FROM BHARATHIAR UNIVERSITY</p> <p>RTI Question No: (8) a Reveals that he did not have PG Teacher Experience (Ten Years).</p> <p>Though the facts stated supra was brought to the university authorities on several occasions, Dr.K Murugavel is continuing in the said post and no action whatsoever has been taken till date in this regards. This would set a bad precedent in fututr appointments and lead to complex situation. No prejudice would be caused to Dr.K Murugavel if he is removed from the said post, as admittedly he did not possess the requisite qualifications.</p>
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This at any rate requires action and removal from the post occupied by Dr.K.Murugavel for the betterment of Physical Education field & Bharathiar University.

If the authorities is not taking action against Dr.K.Murugavel, Professor/Director. We will file a case in the High Court against the competent authorities.

Along with submission of following documents:-

1. Photocopy of letter dated 09.01.2009 addressed to the Principal, A.N.J.A. College, Sivakasi issued by Madurai Kamaraj University.
2. Photocopies of letters dated 06.03.2014, 12.06.2014 addressed to Ms.G.Hemalatha issued by Public Information Officer, Bharathiar University.
3. Photocopy of Proceedings of Recruitment of Faculty Positions dated 12.01.2008 issued by Bharathiar University
4. Photocopies of U.G.C. Notification on revision of Pay scales, minimum qualification for Appointments of Teachers.
5. Photocopies of NCTE norms 2007 Appendix -9.
6. Photocopy of letter addressed to The Vice-Chancellor, Bharathiar University, Coimbatore-641046 dated 10.07.2014 issued by Under Secretary, UGC, Bahadur Shah Zafar Marg, New Delhi.
7. Photocopy of letter to Under Secretary, UGC, dated 14.07.2014 issued by MHRD, Department of Higher Education.

The NCTE-Hqrs has sent a letter to PIO, SRC, NCTE dated 18/23.09.2014 received by SRC on 07.10.2014 regarding information sought by Ms.G.Hemalatha, Coimbatore under RTI Act, 2005.

This office is in receipt of complaint from Sri.K.Sudhakar has made complaint against Dr.K.Murugavel, Bharathiar University on 16.10.2014 along with original affidavits of the same matter which is stated above.

The SRC in its 274th meeting held on 30th 31st October, 2014 considered the complaint letter dated 09.09.2014 from Ms.Hemalatha & another complaint letter dated 07.10.2014 from Dr. B. Navaneethan, decided and advised Southern Regional Office to ask for University's comments.

As per the decision of SRC a letter was issued to the University on 09.12.2014.

NCTE Hqrs in its letter dated 16.01.2015/21.01.2015 enclosed a copy of W.P.No.32299/2014 filed by Dr.B.Navaneethan, Director of Physical Education PSG College of Arts and Science Vs. NCTE and others before the High court of Madras received by SRC on 27.01.2015.

A letter was addressed to Shri.K.Ramakrishna Reddy, Advocate on

		<p>03.02.2015 to defend the case.</p> <p>Again a complaint letter has been received from Dr.B.Navaneethan, Director of Physical Education PSG College of Arts and Science on 27.01.2015 against appointment of Dr.K.Murugavel as professor /Director of Physical Education Bharathiar University.</p> <p>A letter dated 02.02.2015 from Shri.K.Sudhakar received by SRC on 05.02.2015 regarding Dr.K.Murugavel, Professor /Director- Bharathiar University Coimbatore, Tamilnadu-Violation of appointment.</p> <p>In the meantime, this office in receipt of complaint on violation of UGC /NCTE norms while appointing Dr.K. Murugavel as professor /Director of physical education, Bharathiar University received by SRC on 14.02.2015.</p> <p>Note: Till date no reply has been received from Bharathiar University.</p> <p>A remainder to Bahrathiar University sent on 18.02.2015.</p> <p>The Committee considered the matter, advised Southern Regional Office to put up after 3rd March, 2015.</p>
19.	<p>SRCAPP1924 B.Ed Sree Bhavani College of Education, Cuddalore, Tamilnadu. TN</p>	<p>Sree Bhavani College of Education, Plot/Khasara No. R.S. No.121, 2A, 3, 4, 5, 122/2, Plot No.125/4A, Street No.125/4A, K.Kothanur Village, Nallur Post Office, Virudhachalam Taluk, Cuddalore District, Pin-606302, Tamilnadu.</p> <p>Sree Sakthi Vinayaga Trust, Plot No.125/4A, Street/Road. Veepur Road, K.Kothanur Village, Nallur Post Office, Virudhachalam Taluk, Cuddalore District, Pin-606302, Tamilnadu had applied for grant of recognition to Sree Bhavani College of Education, Plot/Khasara No. R.S. No.121, 2A, 3, 4, 5, 122/2, Plot No.125/4A, Street No.125/4A, K.Kothanur Village, Nallur Post Office, Virudhachalam Taluk, Cuddalore District, Pin-606302, Tamilnadu for B.Ed Course of one year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 27.12.2012 and physical application has been received in the office of SRC on 31.12.2012.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 17.01.2013 followed by reminder on 10.04.2013. A deficiency letter was issued to the institution on 10.04.2013.</p> <p>Now the institution has replied to the deficiency letter on 21.06.2013.</p> <p>The SRC in its 248th meeting held on 13-15 July, 2013 considered the reply of the institution, which is received on 21/06/2013, i.e., after 72 (Seventy Second) days from the date of issue of deficiency letter and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per clause 7(1) of NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.El.Ed course.</p> <p>Regarding time schedule to be followed, the Hon'ble Supreme Court Order says:</p> <p>Supreme Court vide their order in Civil Appeal NO. 1125-1128/2011 in SLP No.</p>

		<p>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 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>Accordingly, rejection order was issued to the institution on 26.08.2013. Aggrieved by rejection order, institution filed writ petition in W.P. No. 26579 of 2013.</p> <p>Brief of the case was sent to the advocate Sri. Ramakrishna Reddy on 11.10.2013.</p> <p>Shri. K. Ramakrishna Reddy legal counsel has submitted a letter along with the affidavit of the petitions with request to send parawise comments along with original file of the institution.</p> <p>Interim order dt.25.09.2013 in W.P. No. 26579 of 2013 and M.P. No. 1 of 2013, received from Hon'ble High Court of Madras on 10.10.2013, which reads as follows:-</p> <p>“...these petitions coming on for orders upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of M/s .R. Sureshkumar, Advocate for the petitioner in both the petitions and of M/S. K. Ramakrishna Reddy senior standing counsel taking notice on behalf of the respondent in both the petitions the court made the following order:-</p> <p>Heard the learned counsel for the petitioner.</p> <p>According to the learned counsel the notice directing the petitioner to rectify the deficiency was sent to another institution and it was only from the said institution the Trust received the communication and thereafter, within a period of 60 days compliance report was submitted. However, very strangely NCTE rejected the application on the ground that the compliance was received after 72 days.</p> <p>Mr. K. Ramakrishna Reddy, learned senior standing counsel takes notice on behalf of NCTE.</p> <p>The first respondent is directed to produce the file relating to the order passed in the case of the petitioner positively by 21.10.2013.”</p> <p>An email received from Advocate, Sri. Ramakrishna Reddy on 25.10.2013 requested to send original file of Sree Sakthi Vinayaga Trust. Accordingly, the original file was sent to Advocate, Sri. Ramakrishna Reddy on 25.10.2013</p> <p>The institution has submitted its written representation (on there own) n on 02.01.2015 along with original affidavit for processing of application as per regulations 2014 and relevant documents.</p> <p>As directed, a letter to the institution was sent on 05.02.2015 informing that your</p>
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		<p>application for starting of B.Ed course was rejected on 26.08.2013.</p> <p>A letter was also sent to advocate, Sri. Ramakrishna Reddy on 05.02.2015 requesting to provide the latest status of the court case.</p> <p>The original file received from the Advocate Sri. Ramakrishna Reddy on 11.02.2015.</p> <p>In the meantime the institution has submitted a letter on 18.02.2015 along with a court order dated 10.02.2015 in W.P. No. 26579 of 2013 and M.P. No. 1 of 2013. which reads as follows:-</p> <p>“...in the counter affidavit as well as additional counter affidavit mix up of the letters is not disputed, but, the respondent would state that the communication to the petitioner was sent not only to their institution address but also to the trust address and it was dispatched on 10.04.2013. Therefore, the petitioner should have received the same. In this regard the learned counsel for the respondent referred to the speed post receipt showing the date of dispatch. In the additional counter, they did not dispatch the fact that there was mix up of the address.</p> <p>In such circumstances, it would be appropriate for the respondent to treat the present case as distinct one, since the limitation period was to be computed from the dated on which the petitioner has received the communication and there is no proof produced by the respondent to establish that the petitioner has received the notice dispatched on 10.04.2013, earlier than 26.04.2013. a production of the dispatch register by itself does not establish the date of receipt, since there is no acknowledgment card to show that the communication which has been sent by speed post was received by the petitioner prior to 26.04.2013.</p> <p>Therefore, this court is of the view that there is no violation of the time schedule attributable to the petitioner, but on account of the communication sent to the wrong address,. However, at this juncture, the question of setting aside the impugned proceedings does not arise, in the light of the fact that NCTE regulation 2014 has come into effect superseding the earlier regulation, NCTE Regulation, 2009.</p> <p>It is submitted by the learned counsel for the petitioner that the petitioner has submitted a fresh application dated 31.12.2014 along with all the documents, as required under the NCTE, Regulation 2014, which has been handed over in person to the office of the Regional Committee, NCTE on 02.01.2015 and acknowledged vide Sl. No.14046. Therefore, the respondent / NCTE is directed to process application dated 31.12.2014 received by the respondent on 02.01.2015. in accordance with the provisions of the NCTE, Regulation 14. With the above observation, this writ petition is disposed of. Consequently, connected miscellaneous petition is closed. No costs.</p> <p>The Committee considered the matter, court order dated 10.02.2015, advised Southern Regional Office to process, as directed by the Court, and put up.</p>
20.	SRCAPP1182 D.El.Ed	Mother Theresa College of Elementary Education, No. 772, 773, 774 & 775, Patancheru Village, Post & Taluk, Medak District-500039, Andhra

<p>Mother Theresa College of Elementary Education, Medak, Andhra Pradesh AP</p>	Pradesh.	
	Code/Course	SRCAPP1182/D.El.Ed
	Name of the Institution	Mother Theresa College of Elementary Education, No. 772, 773, 774 & 775, Patancheru Village, Post & Taluk, Medak District-500039, Andhra Pradesh
	Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent	---
	Affidavit affirming adherence to Regulations 2014 received on	29.01.2015
	Intake requested	Not specified
	Other Courses offered in the institution	None
<p>Mother Theresa Educational Society, No. 4-1-78, St. no 4, Troop Bazar Road, Hyderabad Village, Abids Post, Hyderabad Taluk & District-5000001, Andhra Pradesh has applied for grant of recognition to Mother Theresa College of Elementary Education, No. 772, 773, 774 & 775, Patancheru Village, Post & Taluk, Medak District-500039, Andhra Pradesh for D.El.Ed course online on 29/09/2011 for two years duration under section 14(1) of the NCTE Act. 1993 and received in the Southern Regional Committee, NCTE on 07/10/2011.</p> <p>NCTE-Hqrs had directed to process the applications in accordance with NCTE Regulations 2009, its amendment Notified on 26th November 2010 which reads as follows:-</p> <p>2 (B) for Sub Regulation (1-A) the following shall be submitted namely. 1 (1-A) (I) the application shall be summarily rejected under one or more of the following circumstances:</p> <ol style="list-style-type: none"> 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. Hard copy in triplicate of the online application is not dispatched within 7 days of the submission of the online application. 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 online application. <p>The SRC considered the matter in its 213th meeting held on 06th-07th November, 2011 and careful perusal of the original file of the institution and other related documents, NCTE Act 1993. Regulations and guidelines from time to time laid on the table. the Regional Committee decided to reject the application on the following grounds.</p> <ul style="list-style-type: none"> Submitted hard copy after the stipulated period of 7 days from the date 		

		<p>of online application submission.</p> <p>Accordingly, a rejection letter was issued to the institution vide no. F.No. SRCAPP1182 (2012-13)/D.El.Ed/AP/2011-12/36226 dated 23/01/2012 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.89-117/2012 Appeal/4th Meeting-2012 A 51660 dated 11/05/2012 state that “the council concluded that there was adequate ground to remand the case to the SRC for further processing of the application on merit as per regulations”.</p> <p>The SRC in its 223rd meeting held on 29-31 May, 2012 considered the Appellate authority order dt. 11/05/2012 and decided to process the application on submission of original application and related supporting documents as per the regulations.</p> <p>The institution submitted documents on 02/08/2012.</p> <p>The Southern Regional Committee in its 230th meeting held during 16th – 17th August, 2012 considered the reply of the institution vide letter dt. 10.05.2012 and all the relevant documentary evidences and it was decided to serve Final Show cause Notice under section 14 (1) of NCTE Act, for the following:</p> <ul style="list-style-type: none">• Approved blue print of the building plan issued by competent civil authority is not submitted. In the building plan copy submitted, total earmarked built up area for the proposed course is not mentioned.• Original building completion certificate from competent Govt. engineer is not submitted.• Proof of completion of 3 academic sessions towards any existing courses which are already run by the institution from the affiliating body/State Govt/examining body is to be submitted. <p>It is seen from records that the Final Show Cause notice has not been sent to the institution</p> <p>Now, on 29/01/2015, after a gap of two and half years, the institution has submitted a written representation along with an affidavit expressing their willingness for the application to be processed as per Regulations, 2014 (as per information available in the website). The institution has not submitted any documents along with the letter.</p> <p>The documents available in the file.</p> <p>The SRC in its 279th meeting held on 1st February, 2015 Considered the matter, letter from the institution dated 29.01.2015 along with the affidavit, and all the relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. For the following deficiencies.</p> <ul style="list-style-type: none">• Certified copy of the land documents issued by the competent authority.
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		<ul style="list-style-type: none"> • Building Plan issued by the competent Govt. authority with all details. • Building Completion Certificate in NCTE format issued by Govt. Engineer. • Notarised cop of change of land use certificate issued by the competent authority, saying that the land is exclusively for Education purposes only. • Latest Encumbrance Certificate issued by competent authority. • The Affidavit on Rs. 100/- stamp paper in the prescribed format with notary attestation to be submitted. • Fixed deposits in joint name towards Endowment fund & Reserve fund from a Nationalised Bank is to be produced • Bye-Laws of the Society are to be submitted by the management. • Certificate of Registration. <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a written representation 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 including rejection of the application for recognition, based on the records available, with no further notice.</p> <p>On 09.02.2015, the institution has submitted written representation on the decision available from NCTE website</p> <p>The Committee considered the matter, written representation from the institution dated 09.02.2015, decided as under:</p> <p>1.Cause Inspection.</p> <p>2.Obtain revalidated FDRs</p> <p>3.Advise them to accept short-notice for inspection so that this case can be considered for Formal Recognition before 3.3.2015.</p>										
21.	<p>SRCAPP2084 B.P.Ed SRVBSJBMR College of Physical Education, East Godavari, Andhra Pradesh AP</p>	<p>SRVBSJBMR College of Physical Education, Plot No.337P, 338P, Peddapuram Village & Post, Peddapuram City & Taluk, East Godavari District-533437, Andhra Pradesh.</p> <table border="1" data-bbox="495 1444 1490 1852"> <tr> <td>Code/ Course</td> <td>SRCAPP2084/B.P.Ed</td> </tr> <tr> <td>Name of the institution</td> <td>SRVBSJBMR College of Physical Education, Plot No.337P, 338P, Peddapuram Village & Post, Peddapuram City & Taluk, East Godavari District-533437, Andhra Pradesh.</td> </tr> <tr> <td>Letter as per NCTE guidelines dated 18.12.2014 sent on</td> <td>19.12.2014</td> </tr> <tr> <td>Affidavit affirming adherence to regulations 2014 received on</td> <td>30.12.2014</td> </tr> <tr> <td>Intake Request</td> <td>100</td> </tr> </table>	Code/ Course	SRCAPP2084/B.P.Ed	Name of the institution	SRVBSJBMR College of Physical Education, Plot No.337P, 338P, Peddapuram Village & Post, Peddapuram City & Taluk, East Godavari District-533437, Andhra Pradesh.	Letter as per NCTE guidelines dated 18.12.2014 sent on	19.12.2014	Affidavit affirming adherence to regulations 2014 received on	30.12.2014	Intake Request	100
Code/ Course	SRCAPP2084/B.P.Ed											
Name of the institution	SRVBSJBMR College of Physical Education, Plot No.337P, 338P, Peddapuram Village & Post, Peddapuram City & Taluk, East Godavari District-533437, Andhra Pradesh.											
Letter as per NCTE guidelines dated 18.12.2014 sent on	19.12.2014											
Affidavit affirming adherence to regulations 2014 received on	30.12.2014											
Intake Request	100											

		Other Courses offered in the institution	Stand Alone
<p>SRVBSJBMR College Association, Plot No.12-7-16, Cinema Street, Peddapuram Village & Post, Peddapuram Taluk & City, East Godavari District-533437, Andhra Pradesh had applied for grant of recognition to SRVBSJBMR College of Physical Education, Plot No.337P, 338P, Peddapuram Village & Post, Peddapuram City & Taluk, East Godavari District-533437, 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 30.12.2012 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 replied to the deficiency letter on 20.05.2013.</p>			
<p>The reply of the institution to the deficiency letter was duly considered by SRC in its 246th Meeting held on 2nd-4th June, 2013 and the reply is unconvincing and not satisfactory, deficiencies still persist as under:</p>			
<ol style="list-style-type: none"> 1) The institution has submitted land documents in regional language Telugu, which is not certified by the sub-registrar, only attested by the notary. Which is not permissible as per NCTE Regulations 2009. 2) Notarized land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes. Land usage certificate submitted by the institution does not specifically state that the usage for educational purpose is permitted. 3) Original FDRs of Rs. 5 & 3 lacs towards endowment and reserve fund from a Nationalized Bank in favour of Society/college/institution name is not submitted. FDRs submitted by the institution is not in the name of the applicant college of Physical Education. 			
<p>Accordingly, a rejection order was issued to the institution vide No. F.No. SRCAPP2084/ (2013-14)/B.P.Ed/AP/2012-13/52574 dated 03.07.2013. Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs the appellate authority vide no. F.No.89-588/2013 Appeal/17th Meeting-2013 dated 10.01.2014 stating that "... the council concluded that the appeal deserves to be remanded to SRC with a direction to further process the application as per regulations.</p>			
<p>The council hereby remands back the case of SRVBSJBMR College of Physical Education, East Godavari, Andhra Pradesh to the SRC, NCTE for necessary action as indicated above".</p>			
<p>The SRC, in its 260th Meeting held on 29th – 31st January. 2014 considered the</p>			

		<p>Appellate authority order dated 10.01.2014 and decided to process.</p> <p>Accordingly, the application was processed</p> <p>On careful perusal of the original file of the institution, 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 SRC in its 262nd meeting held on 17th-19th February 2014, considered the matter and it has decided to issue Letter of Intent for grant of recognition to B.P.Ed course of one year duration with an annual intake of 100(one hundred 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.</p> <p>Accordingly, a Letter of Intent was issued to the institution on 20.02.2014. The institution has submitted its written representation on 03.03.2014.</p> <p>The SRC in its 264th meeting held during 1st & 3rd March,2014 considered the matter, written representation of the institution to LOI issued, and all the relevant documentary evidences and decided to serve Notice under Section 14 of NCTE Act for the following deficiencies:-</p> <p>1. Principal is not qualified; he has no Ph .D The Institution to note and make it clear that this case can not anymore be considered for 2014-15.</p> <p>In view of the above, the SRC in its 264th meeting held during 1-3 March, 2014 decided to issue a notice to the institution as to why the application for recognition be not Rejected and thereby providing an opportunity to the institution to make a written representation 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 rejection of application, based on the records available with no further notice.</p> <p>Institution has submitted Notice reply based on website information on 21.3.2014.</p> <p>A letter seeking consent on the Willingness of the institution for considering their application as per Regulations 2014 was sent to the institution on 19.12.2014. The institution has submitted a reply on 30.12.2014.</p> <p>The Southern Regional Committee in its 276th meeting held during 09th to 09th January,2015, considered the Appeal Remanded back the case and decided as</p> <p>”they have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated</p>
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		<p>as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (H'qrs).</p> <p>As per the decision of SRC, A letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015, an e-mail from Shri. Shrikanth Chauhan, Under Secretary, New Delhi, has been received by this office providing the clarification in the matter which is as under:-</p> <p style="padding-left: 40px;">“The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The SRC in its 277th meeting held during 20th - 22nd January, 2015, considered the matter, reply of the institution and all the relevant documentary evidences and it was decided to serve Notice Under Section 14 of NCTE Act for the following :</p> <ul style="list-style-type: none"> • The Principal has crossed age of superannuation, and is ineligible for the post of the Principal. <p>In view of the above, the Committee, decided to issue a Notice to the institution as to why the Application be not rejected and thereby providing an opportunity to the institution to make a written representation 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 rejection of application, based on the records available, within no further notice.</p> <p>On 09.02.2015, the Correspondent of the institution has submitted reply on the decision of 277th meeting available from NCTE website</p> <p>The Committee considered the matter, reply from the institution on 09.02.2015, decided as under:</p> <p>1. Formal Recognition w.e.f. 2015-16</p> <p>2. Ask them to ensure conformity with the new norms & standards before 31.10.2015.</p>
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Consideration of Court Case & Other cases : (Volume- 03).

22.	SRCAPP2022 B.Ed	MGVC B.Ed College, Plot /Khasra No. 2149, Ward No.2, Muddebihal Village, Post & Taluk, Bijapur District – 586212, Karnataka
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<p>MGVC B.Ed College , Bijapur, Karnataka KA</p>	<p>SGVC Vidya Prasarak Trust, Muddebihal, Bijapur Road, Muddebihal Village and Post & Taluk, Bijapur District – 586212, Karnataka had applied for grant of recognition to MGVC B.Ed College, Plot /Khasra No. 2149, Ward No.2, Muddebihal Village, Post & Taluk, Bijapur District – 586212, Karnataka for B.Ed Course of One year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on <u>29/12/2012</u> and physical application has been received in the office of SRC on <u>04/01/2013</u>.</p> <p>The SRC in its 238th Meeting held on 5th – 6th February , 2013 considered the matter and on careful perusal of the original file of the institution and other related documents, NCTE Act 1993 regulations and guidelines and decided to reject the application on the following grounds :-</p> <ul style="list-style-type: none"> ➤ Copy of registered land documents issued by the competent authority indicating that the Society/Institution applying for the course possessed land on date of the application is not submitted ,as per para7[1-A(i)] of NCTE regulations 2009. <p>Accordingly, a rejection letter was issued to the institution vide F.No.SRCAPP2022(2013-14)/B.Ed/KA/2013-14/49758 dated 19/03/2013.</p> <p>The Hon'ble High Court of Karnataka Circuit Bench at Gulbarga in W.P.No.101191 of 2013 vide order dated 1st day of July, 2013 has ordered as under:-</p> <p>“ Since the petitioner is stated to have produced copies of the registered land records issued by the competent authority in his favour, the Respondent No.3 shall consider the same in accordance with law. To avoid any confusion, the petitioner shall send one more set of the registered land documents issued by the competent authority along with the covering letter to the third respondent , who will consider the same as per law without raising the objection relating to delay in submitting the records. Petition stands disposed of with the aforementioned observations.”</p> <p>The Southern Regional Committee in its 249th Meeting held on 24th – 26th July,2013 considered the Hon'ble High Court direction vide order dated 1-07-213 to reconsider the case in accordance with law. Law requires that the application should be accompanied by a copy of Land documents to show title to the land held by the applicant. Subsequently, this shall be replaced by a certified copy. The application was not accompanied by a certified copy; it was only a photo-copy. Hon'ble Supreme Court has ordered strict enforcement of Regulations in their 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 fulfills the conditions specified in various clauses of the Regulations. The Council is directed to ensure that in future no institution is granted recognition</p>
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unless it fulfils the conditions laid down in the Act 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".

The SRC considered the above facts and decided to process the case further.

As per the decision of SRC, the application was scrutinized and a deficiency letter was issued to the institution on 24.09.2013. The institution has submitted written representation to the deficiency letter on 13/11/2013.

The SRC in its 256th meeting held on 04-05th December, 2013 considered the reply to the deficiency letter from the institution vide letter dated 13/11/2013 and all other relevant documents and decided to cause inspection under section 14 (1) of NCTE Act, 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.

As per the direction of SRC, intimation for inspection was issued to the institution on 20.01.2014. The inspection of the institution was conducted on 27/01/2014 and the VT report received in the office of SRC on 03.02.2014.

The SRC in its 262nd meeting held on 17-19 February 2014, duly considered VT report, VCD of the institution and all the relevant documents of the institution and deficiencies still persist as under:

- Multipurpose hall size is not of adequate size. As per VT inspection report, the size of the multipurpose hall is only 1042.49 sq.ft, which is less than the requirement of 2000 sq.ft as per NCTE norms 2009.
- Built up area is inadequate for B.Ed and D.Ed course.
- As per Building Completion Certificate 1st and 2nd floors are available, wrong information about first floor. On observation as per VCD, it clearly shows that there is no first floor.

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.Ed course.

Accordingly, a rejection order was issued to the institution on 11.03.2014

Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE Hqrs and the NCTE Appellate Authority in its order F.No.89-250/2014 Appeal/11th Meeting dated 15.10.2014 remanded as follows:-

"...Dr. Satish S. Jigginni, President, MGVC B.Ed. College, Bijapur District, Karnataka presented the case of the appellant institution on 11.09.2014. In the appeal and during personal presentation it was submitted that ``SGVC

Vidya Prasarak Trust has taken cognizance of the inadequacy of the 'Multipurpose hall' The Trust is providing a building of its own for the purpose of 'Multipurpose hall' measuring the size 2801.72 sq ft. The details of the building are annexed along with the resolution of the Trust stating that this building is handed over to the proposed B.Ed College for its exclusive use. The built up area for the proposed B.Ed. College as declared by the Trust is 18525.53sq.ft. The present 'Multipurpose hall' with the size 2801.72 sq.ft (which is mentioned above in point No. 1) is in addition to the existing built up area 18525.53 sq.ft. The Trust while submitting its application both Online (29.12.2012) and physical application (04.01.2013), for starting of new B.Ed. Course has not stated in its proposal to house its on going D.Ed. Course in the newly constructed building. In fact, the Trust had submitted its application to organize the B.Ed. course separately and independently in the building. Hence, now, the present built-up area of 21327.25 sq.ft. (18525.53+2801.72) is sufficient to house its proposed B.Ed. College as per the

NCTE norms. In respect of the third deficiency, the Trust shall bring to your kind notice the following explanation as clarification. In the Building Completion Certificate issued by the Junior Engineer TMC Muddebihal, under Sl.No. 10, the document speaks about the Ground Floor and First Floors. Further, there are two separate, but adjacently built Ground Floors namely Main Building and Side Building each measuring, Main Building 12001.82 sq.ft b. Side Building 4973.34 sq.ft. On the side building, there is the first floor construction, measuring 1550.37 sq.ft. In this first floor building there is 'Library' of the proposed B.Ed. College. This was visited by the Visiting Team members during their visit. The Trust, herewith, is providing the photo and the video clipping of the first floor building as supporting evidences. If the NCTE wishes to cross validate the supporting evidences that are provided by the Trust, they may do so."

Council noted that three reasons have been cited in the refusal order dated 11.03.2014 issued by SRC. The inadequate size of multipurpose hall as noticed and reported by the Visiting Team is admitted by the appellant. The appellant during the course of appeal hearing submitted that an alternative space measuring 2801 sq. feet is available in the proposed campus for B.Ed. course which can be utilized as Multipurpose Hall. Council noted that the appellant institute had mentioned in its application the existence of D.El.Ed. Course recognized in 2004 and has also stated that proposed B.Ed course is proposed to be located in a separate building built for the purpose. The Visiting Team in its inspection report dated 27.01.2014 has nowhere mentioned that academic and infrastructural facilities for B.Ed. Course are being shared or any other course is being conducted in the proposed building. One ground of refusal i.e. built up area is inadequate for B.Ed. & D.El.Ed course is therefore, unfounded and not sustainable.

Council accessed to the copy of original application along with enclosures submitted at the time of seeking recognition. The copy of application was found lying below the relevant file. The appellant at the time of making application had enclosed zerox copies of few photographs. These

photographs reveal existence of first floor on one of the unit. This may or may not have been observed in the VCD. This is further substantiated through entries of B.C.C. dated 6.11.13. The building Completion Certificate is issued by Town Municipal Council and it mentions built up area of 1550 Sq. feet on first floor. The allegation of having furnished wrong information, is therefore, not sustainable. Council considered all the three grounds of refusal and concluded that the case be remanded back to SRC with a direction to get a re-inspection done, on payment of fee by the appellant institution to assess the suitability of multipurpose hall.

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 case be remanded back to SRC with a direction to get a re-inspection done, on payment of fee by the appellant institution to assess the suitability of multipurpose hall.

The Council hereby remands back the case of MGVC B.Ed College, Plot /Khasra

No. 2149, Ward No.2, Muddebihal Village, Post & Taluk, Bijapur District – 586212, Karnataka to the SRC, NCTE, for necessary action as indicated.

The SRC in its 275th meeting held on 1st and 2nd December 2014, Appellate Authority's order dated 15/10/2014, decided and advised Southern Regional Office to process after notification of the new Regulations, as directed by NCTE (H'qrs).

An email dated 18.12.2014 received from NCTE Hqrs regarding guidelines for processing of pending applications.

Accordingly, a willingness letter was issued to the institution on 19.12.2014. The institution has submitted affidavit for willingness on 02.01.2015.

The institution has submitted FDRs of Rs. 7Lakhs and Rs. 5Lakhs

Note:- The institution has not submitted re-inspection fee as per appellate authority order, dated 15.10.2014.

The SRC in its 276th meeting held on 7-9 January, 2015 considered the matter, reply of the institution dated 02.01.2015 along with affidavit expressing their willingness to process their application as per Regulations 2014, decided and advised Southern Regional Office to Cause Composite re-inspection after collecting inspection fee.

Accordingly, inspection of the institution was fixed between 1st - 5th February 2015. The inspection intimation was sent to institution on 28.01.2015. The inspection of the institution was conducted on 03.02.2015 and the VT report received in the office of SRC on 05.02.2015.

The Committee in its 280th SRC meeting held on 12-14th Feb, 2015 considered the matter, VT report dated 03.02.2015, VCD and all relevant documents of the institution, decided as under:

		<p>1.LOI for B.Ed (2 basic units), and advised Southern Regional Office to</p> <p>2. Request them to give reply, if possible, by 25 Feb 2015, so that this case can be considered for Formal Recognition before 3 March, 2015.</p> <p>3. Examine details relating to D.Ed and report separately along with B.Ed, details. Accordingly, LOI was issued to the institution on 16.02.2015, and the institution submitted its reply to LOI on 19.02.2015 along with the staff list.</p> <p>The Committee Considered the matter, LOI reply of the institution dated 19.02.201, all relevant documentary evidence and decided to serve Show cause Notice under Section 14 of NCTE act. for the following deficiencies.</p> <p>1. The Staff list does not give details of subject specialization and marks obtained.</p> <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution and thereby providing an opportunity to the institution to make a <u>written representation</u> within 21days from the date of receipt of the Notice along with necessary certificates/documents in order to take a final decision in the matter including rejection of the application of the institution , based on the records available, with no further notice.</p>
23.	<p>SRCAPP2014 B.Ed Sri Vidyodhaya College of Education Villupuram, Tamilnadu TN</p>	<p>Sri Vidhyodhaya College of Education, Plot/Khasara No.7/20, 7/21A, 7/21E, Street.No.7/20, Thiruppachavadimedu village, Kondangi Post Office, Villupuram Taluk & District , Pin-605301, Tamilnadu G.A. Educational & Charitable Trust, Plot No.7/20, 21A,E, Street/Road. Ellichathiram Road, Kandambakkammathura Village, Thiruppachavadimedu, Kondangi Post Office, Villupuram Taluk & District, Pin-605301, Tamilnadu had applied for grant of recognition to Sri Vidhyodhaya College of Education, Plot/Khasara No.7/20, 7/21A, 7/21E, Street.No.7/20, Thiruppachavadimedu village, Kondangi Post Office, Villupuram Taluk & District , Pin-605301, Tamilnadu for B.Ed Course of one year duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 29.12.2012 and physical application has been received in the office of SRC on 03.01.2013.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 04.02.2013 followed by reminder on 22.04.2013. A deficiency letter was issued to the institution on 22.04.2013. The institution has replied to the deficiency letter on 19.06.2013.</p> <p>The Southern Regional Committee in its 250th meeting held on 11-13th Aug, 2013 has considered the reply of the institution to the deficiency letter dated:-</p>

19.06.2013 and all other relevant documents and decided to cause inspection for B.Ed course under section 14 (1) of NCTE Act, 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.

Accordingly, the inspection of the institution was fixed between 24-26th and 2/8-30th October, 2013, the same was intimated to the institution on 14.10.2013. The inspection of the institution was conducted on 29/10/2013.

The SRC in its 256th meeting held on 4th – 06th Dec 2013 had duly considered VT report, VCD of the institution and all the relevant documents of the institution and deficiencies still persist as under:

1. As per VT report, the size of the multipurpose hall is only 1100 sq.ft, which is less than the requirement of 2000 sq.ft. as per NCTE norms.
2. The institution has not submitted, Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.
3. Non-encumbrance certificate submitted is in regional language, notarized copy of the same in English version is not submitted by the institution.

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.Ed course.

Accordingly, a rejection order was issued to the institution on 08.01.2014.

Aggrieved by the rejection order of SRC, the institution had preferred an appeal to NCTE Hqrs and the NCTE Appellate Authority in its order dated 29.05.2014 remanded as follows:

“.....the appeals Committee noted that inspection of the Institute was conducted on 29/10/2013. Nothing deficiencies relating to the inadequate size of multipurpose hall, non submission of the Revenue Divisional Officer proceedings on C.L.U and vernacular version of the non encumbrance certificate, the SRC refused recognition for B.Ed. course to the appellant institution. Committee further noted that the appellant institution was not given opportunity to make a written representation as envisaged in section 14(3)(b) of the Act. Committee therefore, concluded to remand back the case to SRC with a direction to issue a show Cause Notice under proviso to section 14(3)(b) of the NCTE Act to the appellant institution.

After perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the

		<p>Council concluded that the appeal deserves to be remanded to SRC with a direction to issue a Show Cause Notice under proviso to section 14(3)(b) of the NCTE Act to the appellant institution.</p> <p>The Council hereby remands back the case of Shri Vidhyodhaya College of Education, Villupuram, Tamilnadu to the SRC NCTE, for Necessary action as indicated above”.</p> <p>The SRC in its 269th meeting held on 1st -2nd July, 2014 considered the matter, as per the direction of NCTE (H'qrs) that all appeal remand cases should be processed only after notification of the new Regulations. Advised Southern Regional Office to process the case accordingly, and put up after notification of new Regulations as per NCTE (H.Q) instructions An email dated 18.12.2014 received from NCTE Hqrs Regarding guidance for processing of pending applications.</p> <p>Accordingly, a willingness letter was issued to the institution on 19.12.2014. The institution has submitted reply on 02.01.2015 along with affidavit stated as follows:</p> <p>The SRC in its 276th meeting held on 7th, 8th and 9th January, 2015 consider the matter and the committee decided this is a case of a stand-alone institution. It was cleared for LOI on 7th Jan, 2015 because of a Guideline allowing such action. This decision was taken up for review today to consider whether such action could be taken irrespective of the adverse provision in regulations 3(a) & 8 (1) accordingly It was decided in review to seek clarification from the NCTE (H'qrs); and, to keep this case pending till its receipt.</p> <p>As per the decision of SRC, a letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.</p> <p>On 16.01.2015 an e-mail from Shri.ShrikanthChouhan, Under Secretary, New Delhi, has been received by this providing the clarification in the matter which is as under:-</p> <p>“The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017.”</p> <p>The SRC in its 277th meeting held on 20-22 January 2015 considered the matter, decided to issue LOI for 2 basic units of 50 each for B.Ed.</p> <p>Accordingly, Letter of Intent was issued to the institution on 27.01.2015. The institution has submitted letter of intent reply on 10.02.2015.</p> <p>The SRC in its 280th meeting held on 12-14 February 2015 considered the matter and decided as follows:-</p>
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		<ul style="list-style-type: none"> The staff lists furnished are not in the prescribed format. Also, there are interpolations and handwritten entries in the staff profiles. These are not attested. The principal is not qualified. Ask them to furnish in the prescribed format with full details. <p>Accordingly, a letter was issued to the institution on 16.02.2015. The institution has submitted its written representation on 19.02.2015.</p> <p>The Committee considered the matter, written representation on 19.02.2015, decided as under:</p> <p>1.The staff list is short of (i).Two Assistant Professors in Perspectives (ii).One Assistant Professor in Pedagogy. (Social Sciences)</p> <p>2.Issue Formal Recognition w.e.f 2015-16</p> <p>3.ask them to remove the deficiencies and conform to the new norms & standards before 31.10.2015.</p>												
24.	<p>SRCAPP1710 D.El.Ed Balaji Institute of Education and Training, Warangal, Andhra Pradesh AP</p>	<p>Balaji Institute of Education and Training, Plot No. 60/Aa, Laknepally Village and Post office, Narasampet Taluk and City, Warangal District – 506331, Andhra Pradesh.</p> <table border="1" data-bbox="493 1094 1503 1617"> <tr> <td>Code/ Course</td> <td>SRCAPP1710/D.El.Ed</td> </tr> <tr> <td>Name of the institution</td> <td>Balaji Institute of Education and Training, Plot No. 60/Aa, Laknepally Village and Post office, Narasampet Taluk and City, Warangal District</td> </tr> <tr> <td>Letter as per NCTE guidelines dated 18.12.2014 sent on</td> <td>19.12.2014</td> </tr> <tr> <td>Affidavit affirming adherence to regulations 2014 received on</td> <td>02.01.2015</td> </tr> <tr> <td>Intake Request</td> <td>Not Specified</td> </tr> <tr> <td>Other Courses offered in the intuition.</td> <td>Stand Alone</td> </tr> </table> <p>Balaji Educational Society , Plot No. 1-1-71, Narasampet Village and Post office, Narasampet Taluk and City, Warangal District 506132, Andhra Pradesh had applied for grant of recognition to Balaji Institute of Education and Training, Plot No. 60/Aa, Laknepally Village and Post office, Narasampet Taluk and City, Warangal District – 506331, Andhra Pradesh for D.Ed course</p>	Code/ Course	SRCAPP1710/D.El.Ed	Name of the institution	Balaji Institute of Education and Training, Plot No. 60/Aa, Laknepally Village and Post office, Narasampet Taluk and City, Warangal District	Letter as per NCTE guidelines dated 18.12.2014 sent on	19.12.2014	Affidavit affirming adherence to regulations 2014 received on	02.01.2015	Intake Request	Not Specified	Other Courses offered in the intuition.	Stand Alone
Code/ Course	SRCAPP1710/D.El.Ed													
Name of the institution	Balaji Institute of Education and Training, Plot No. 60/Aa, Laknepally Village and Post office, Narasampet Taluk and City, Warangal District													
Letter as per NCTE guidelines dated 18.12.2014 sent on	19.12.2014													
Affidavit affirming adherence to regulations 2014 received on	02.01.2015													
Intake Request	Not Specified													
Other Courses offered in the intuition.	Stand Alone													

of two years duration under Section 14(1) of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 01.10.2011 and physical application has been received in the office of SRC on 17.10.2011.

The application was scrutinized and a copy of application was sent to State Government for recommendation on 03.11.2011/09.01.2012 (Reminder). A deficiency letter was issued to the institution on 30.12.2011. The institution has replied to the deficiency letter on 21.02.2012.

The SRC in its 219th Meeting of SRC held on 15th – 16th March, 2012 considered the reply of the institution vide letter dt. 21.02.2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice under Section 14(1) of NCTE Act.

Accordingly, a Show Cause Notice was issued to the institution on 04.04.2012. The institution has submitted its written representation on 03.05.2012.

The institution has submitted reply for Show Cause Notice after the stipulated time of 21 days period.

The SRC in its 222nd Meeting held on 09th-10th May, 2012 considered the reply of the institution to the show cause notice, which is received on 03/05/2012, i.e., after 29 (Twenty nine) days from the date of issue of show cause notice dt. 04-04-2012 and with reference to the totality of information collected & based on a collective application of mind, the committee decided as per of NCTE Regulations 2009, to refuse and reject the application of the institution for recognition of D.Ed course.

Accordingly, rejection order was issued to the institution vide no. F.NO.SRCAPP1710/D.Ed/AP/2012-13/42652 dated 15/06/2012.

Aggrieved by the rejection order of SRC the institution preferred an appeal to NCTE-Hqrs and the appellate authority order No. F.No. 89-330/2012Appeal/7th Meeting-2012 dated 17/08/2012 stated that "...the Council concluded that there was adequate ground to remand the case to the with a direction to consider the appellant's reply to the show cause notice and take a fresh decision in the matter".

The SRC in its 233rd Meeting held on 26th-28th September, 2012 considered the Appellate authority order dt. 17/08/2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice under section 14 (1) of NCTE Act.

As per the information of the website the institution has submitted written representation on 05/11/2012.

The SRC in its 235th Meeting held on 21st-22nd November, 2012 has considered the matter and all relevant documents and decided to cause Re-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.

Accordingly, inspection of the institution was fixed between 10th-13th December, 2012 has the same was intimated to the institution on 03/12/2012 the inspection of the institution was conducted on 12/12/2012.

The SRC in its 239th Meeting held on 26th-27th February, 2013 has considered VT report, VCD and all the relevant documentary evidences and decided to serve Show cause Notice under section 14 of NCTE Act.

Accordingly, a Show Cause Notice was issued to the institution on 09/04/2013. The institution has submitted written representation on 29/04/2013

The SRC in its 244th meeting held on 9-11th May, 2013 has considered the matter and observed that mix up facts has taken place of two different institutions having one common VT and common inspection with common VCD. Institution wise & course wise details to be presented in a comparative format in the 246th meeting.

Accordingly, comprehensive comparative chart comprising of all 4 cases of the (As per decision of 245th meeting) said institution is prepared and submitted.

The reply of the institution to the show cause notice was duly considered by SRC in its 247th Meeting held on 20th-22nd June, 2013 and the committee has decided to reject the application for the following ground:

Approved blue print of the building plan issued by competent civil authority is not submitted.

Accordingly, a rejection order was issued to the institution vide no. F.No.SRCAPP1710/D.Ed/AP/2013-14/53222 dated 20.08.2013.

Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs vide the appellate authority order no. F.No.89-645/2013 Appeal/1st Meeting – 2014A82675 dated 06.02.2014 stating that

The Council noted that the file of the SRC Contains building plan approved by the office of the Grama Panchayat and signed by Sarpanch of the Panchayat this building plan is found to have been submitted along with the hard copy of the application. In these circumstances, the Council Concluded

that the matter deserved to be remanded to the SRC with a direction to process the application further as per the Regulations. 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 further as per the Regulations.

NOW THEREFORE, the council hereby remands back the case of Balaji Institute of Education and Training, Warangal, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above".

The Southern Regional Committee in its 264th meeting held during 1st & 3rd March, 2014 considered the Appellate authority order dated 06.02.2014 and the Committee has decided to process the application. Accordingly, the application is processed

The Southern Regional Committee in its 276th meeting held during 07th to 09th January, 2015 considered the Appeal remanded back the case and decided as

"They have asked for an intake of 100 which, under the 2014 Regulations, will fall into two units of 50 each, this is therefore, treated as an application for 2 units. But, further action to process the case can not be taken because this is a case of stand-alone institution which, in terms of Regulation 3, is not eligible to make this application. Keep this case pending and ask for clarification from NCTE (H'qrs)."

As per the decision of SRC, A letter was addressed to the NCTE Hqrs, seeking clarification in the matter on 09.01.2015.

On 16.01.2015, an e-mail from Shri. Shrikanth Chauhan, Under Secretary, New Delhi, has been received by this office providing the clarification in the matter which is as under:-

"The pending applications have to be processed, and they may be persuaded for making these institutions as composite gradually, preferably by 2016-2017."

The Southern Regional Committee in its 277th meeting held during 20th to 22nd January, 2015 considered the matter, decided to issue LOI for one basic unit of D.Ed.

LOI was issued to the institution vide letter dated 29.01.2015, and the institution in reply submitted LOI reply along with staff list on 16.02.2015.

		<p>The Committee considered the matter, reply of the institution vide letter dated 16.02.2015 to the LOI issued along with the staff list, decided as under:</p> <p>1.Issue Formal Recognition w.e.f. 2015-16.</p> <p>2.Advise them to ensure conformity with the 2014 Regulations before 31.10.2015.</p>												
25.	<p>SRCAPP2058 B.P.Ed Mokshitha college of Physical Education, Singarayakonda, Andhra Pradesh AP</p>	<p>Mokshitha College of Physical Education, Kasara No. 492/1, 493, Plot No. 1-247A, Somarajupali Village, Singarayakonda Post Office, Kondepi Taluka, Singarayakonda City, Andhra Pradesh</p> <table border="1" data-bbox="493 627 1490 1169"> <tr> <td>Code/Course</td> <td>SRCAPP2058/D.P.Ed</td> </tr> <tr> <td>Name of the Institution</td> <td>Mokshitha College of Physical Education, Kasara No. 492/1, 493, Plot No. 1-247A, Somarajupali Village, Singarayakonda Post Office,</td> </tr> <tr> <td>Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent</td> <td>----</td> </tr> <tr> <td>Affidavit affirming adherence to Regulations 2014 received on</td> <td>19.02.2015</td> </tr> <tr> <td>Intake requested</td> <td>Not specified</td> </tr> <tr> <td>Other Courses offered in the institution</td> <td>B.P.Ed (SRCAPP332)</td> </tr> </table> <p>Sri Sai Educational Society, Enimerla Road, Pamur Village, Enimerla Post Office, Kanigiri Taluka, Pamur City, Prakasam District – 523 108, Andhra Pradesh had applied for grant of recognition to Mokshitha College of Physical Education, Kasara No. 492/1, 493, Plot No. 1-247A, Somarajupali Village, Singarayakonda Post Office, Kondepi Taluka, Singarayakonda City, Andhra Pradesh for D.P.Ed Course for one year duration under Section 14 of the NCTE Act, 1993 to the Southern Regional Committee, NCTE online on 29.12.2012. The institution has submitted hard copy of the application on 31.12.2012.</p> <p>NCTE-Hqrs had directed to process the applications in accordance with NCTE Regulations 2009, its amendment Notified on 26th November 2010 which reads as follows:-</p> <p>2 (B) for Sub Regulation (1-A) the following shall be submitted namely.</p> <p>1 (1-A) (I) the application shall be summarily rejected under one or more of the following circumstances:</p> <p>a) The processing fee, as provided under Rule 9 of the National</p>	Code/Course	SRCAPP2058/D.P.Ed	Name of the Institution	Mokshitha College of Physical Education, Kasara No. 492/1, 493, Plot No. 1-247A, Somarajupali Village, Singarayakonda Post Office,	Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent	----	Affidavit affirming adherence to Regulations 2014 received on	19.02.2015	Intake requested	Not specified	Other Courses offered in the institution	B.P.Ed (SRCAPP332)
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Intake requested	Not specified													
Other Courses offered in the institution	B.P.Ed (SRCAPP332)													

		<p>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 online application.</p> <p>The SRC in its 238th Meeting held on 05th-06th February, 2013 and on careful perusal of the original of the institution and other related documents, NCTE Act, 1993, Regulations and guidelines from time to time laid on the table the Regional Committee decided to reject the application on the following grounds:</p> <ul style="list-style-type: none">• 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>Accordingly, a rejection letter was issued to the institution vide no. F.No.SRCAPP2058 (2013-14)/D.P.Ed/AP/2012-13/49314 dated 06/03/2013.</p> <p>Aggrieved by the rejection order of SRC, the institution preferred an appeal to NCTE-Hqrs and the appellate authority vide no. F.No.89-193/2013 Appeal/10th Meeting-2013 dated 25/09/2013</p> <p>stated that</p> <p>“...the council concluded that the appeal deserved to be accepted and the matter remanded to the SRC with a direction to process the application as per Regulations.</p> <p>NOW THEREFORE, the council hereby remands back the case of Mokshitha College of Physical Education, Prakasam, Andhra Pradesh to the SRC, NCTE, for necessary action as indicated above.”</p> <p>The SRC in its 254th meeting held on 25th-27th October 2013, considered the Appellate Authority order dated 25/09/2013 and decided to process the application of the said institution as per Regulations.</p> <p>The application was scrutinized and a copy of application was sent to State Government for recommendation on 29.11.2013. A deficiency letter was issued to the institution on 29.11.2013.</p> <p>Southern Regional Committee in its 261st meeting held during 9th – 10th February, 2014, considered the reply of the institution to the deficiency letter and the reply was unconvincing and not satisfactory, deficiencies still</p>
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	<p>persisted as under :-</p> <ul style="list-style-type: none">• The Sai Educational Society is running already B.P.Ed course (SRCAPP332) and recognition of the same was granted on 10/09/2013. This information has been suppressed by the management while replying to the deficiency letter.• 3 year gap between B.P.Ed and D.P.Ed is not there as per NCTE regulations 2009. Application for D.P.Ed is rejected <p>As per the decision of SRC, a rejection order was issued to the institution vide F.No.SRCAPP2058/D.P.Ed/AP/2013-14/57198 dated 26/02/2014.</p> <p>On 27/01/2015, the institution has submitted a written representation along with the copy of the court order from the Hon'ble Court of Delhi at New Delhi dated 22.12.2014 in W.P.(C) No. 9102 of 2014.</p> <p>The institution has stated as under :-</p> <p>“I have already applied for physical education college i.e Mokshitha College of Physical Education, Singarayakonda of Prakasam District, Andhra Pradesh course by D.P.Ed</p> <p>I am herewith submitting the Hon'ble High Court order. So kindly accept and give permission.”</p> <p>The Hon'ble Court order dated 22/12/2014 in W.P. (C) No. 9102 of 2014 is as under :-</p> <p>Present writ petition has been filed with the following prayers:-</p> <p>A. issue an appropriate writ[s]/directions[s] or order[s] quashing and setting aside the impugned decision taken by the SRC, NCT4E in its 261st meeting held between 09- 10.02.2014 as contained in Annexure P-1, and/or;</p> <p>B. issue an appropriate writ[s]direction[s] or order[s] remanding back the case to the SRC for further processing of the application and grant of the Formal Recognition Order for running the D.P.Ed Course from academic year 2015-2016, and/or;</p> <p>B. Pass any such other orders/directions as this Hon'ble Court deems fit and proper in the facts and circumstances of the case.</p> <p>\ Mr. T. Singhdev, learned counsel for respondents states that new regulations dated 28th November, 2014 have already been published in</p>
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	<p>the Gazette of India on 1st December, 2014 and the petitioner must apply afresh for the academic year 2015-2016 in accordance with the same.</p> <p>Mr. T. Singhdev also relies upon the order dated 30th July, 2014 passed by this Court in similar facts in George College Department of Education Vs. National Council for Teacher Education and Anr., W.P.(C) 3371/2014.</p> <p>Consequently, in view of the order dated 10th September, 2013 passed by the Supreme Court in SLP No. 4247-4248/2009 directing that all pending applications shall be decided in accordance with new regulations, the present writ petition is disposed of with a direction that the petitioner shall apply afresh in accordance with new regulations, if required and the same shall be considered by respondents-NCTE/SRC for academic year 2015-2016 in accordance with new regulations.</p> <p>If any deficiency is found, the same shall be conveyed to the petitioner, who shall be given an opportunity to remove the said deficiency, in a time bound manner. In case the deficiencies are removed within the given time, the application shall be processed in accordance with the relevant rules and regulations. If the deficiencies are not removed, the application shall stand rejected.</p> <p>Accordingly, present writ petition is disposed of with no order as to costs.</p> <p>The institution has not submitted any documents along with the letter.</p> <p>The documents available in the file of SRCPP2058/D.P.Ed and SRCAPP332/B.P.Ed (existing course) detailed as under were placed before Southern Regional Committee.</p> <p>The Southern Regional Committee in its 279th Meeting held on 1st February, 2014 considered the matter, Court Order dated 22.12.2014, decided as under:-</p> <ol style="list-style-type: none">1. The Case is considered in compliance of the Court Order.2. Advised Southern Regional Office to Issue Show Cause Notice for submission of land and building documents relating to D.P.Ed.3. Also, obtain affidavit to adhere to the new Regulations. <p>On 12.02.2015, certified copy of the court order dated 22.12.2014 in W.P.No. 9102 of 2014 is (detailed above) is received by this office from the Hon'ble</p>
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		<p>High Court of Delhi at New Delhi.</p> <p>On 19.02.2015, as per the website information , before issuance of Show Cause Notice the institution has submitted the documents of land and building :-</p> <p>The Committee considered matter, show cause notice reply vide dated 19.02.2015, and all other relevant documents of the institution, decided as under:</p> <p>1.Cause Composite Inspection of D.P.Ed & B.P.Ed.</p> <p>2.Ask VT to obtain-</p> <p>(i).Latest Encumbrance Certificate; and, (ii).FDRs of revised values.</p>
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Consideration of Pending application for new regulation : (Volume- 02).

26	<p>APS03291 B.Ed Shams-UI-Uloom College of Education Prakasam, Andhra Pradesh AP</p>	<p>Shams-UI-Uloom College of Education, Podili, Prakasam District, Andhra Pradesh.</p> <table border="1" data-bbox="495 934 1490 1360"> <tr> <td>Code/ Course</td> <td>APS03291/B.Ed</td> </tr> <tr> <td>Name of the institution</td> <td>Shams-UI-Uloom College of Education, Podili, Prakasam</td> </tr> <tr> <td>Letter as per NCTE guidelines dated 18.12.2014 sent on</td> <td>On line information.</td> </tr> <tr> <td>Affidavit affirming adherence to regulations 2014 received on</td> <td>19.01.2015</td> </tr> <tr> <td>Intake Request</td> <td>Two basic unit</td> </tr> <tr> <td>Other Courses offered in the institution</td> <td>Stand alone</td> </tr> </table> <p>Islamic Education Cultural Society, Prakasam District Andhra Pradesh had submitted on application to the SRC of NCTE for grant of recognition to Shams-UI-Uloom College of Education, Podili, Prakasam District, Andhra Pradesh and was granted recognition on 29-07-2005 with certain conditions.</p> <p>The NCTE Hqrs vide dated.10.10.2008 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</p>	Code/ Course	APS03291/B.Ed	Name of the institution	Shams-UI-Uloom College of Education, Podili, Prakasam	Letter as per NCTE guidelines dated 18.12.2014 sent on	On line information.	Affidavit affirming adherence to regulations 2014 received on	19.01.2015	Intake Request	Two basic unit	Other Courses offered in the institution	Stand alone
Code/ Course	APS03291/B.Ed													
Name of the institution	Shams-UI-Uloom College of Education, Podili, Prakasam													
Letter as per NCTE guidelines dated 18.12.2014 sent on	On line information.													
Affidavit affirming adherence to regulations 2014 received on	19.01.2015													
Intake Request	Two basic unit													
Other Courses offered in the institution	Stand alone													

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.

The inspection of the institution under section 17 was conducted on 23.12.2008. The VTR was placed before SRC in its 170th meeting held on 16th-17th February 2009. 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.

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:

The newly constructed building has built up space of 10,000 sq.ft. This is not adequate for B.Ed. course. The building is under construction.

The Work experience & Arts materials are not adequate.

The Management was accorded recognition on 29.7.2005 in the rented building and it has not constructed new permanent building with adequate space within three years of recognition. Further, the constructed building not adequate to run B.Ed. course.

The Management has shifted without permission from SRC to the building where inadequate built-up space available to run B.Ed. course. Therefore, the Committee decided to call for explanation for non-construction of the building within three years and also for inadequate built up space for running B.Ed. course.

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.

The Management has to pay the fee of Rs.40,000/- for causing inspection for shifting and verification of infrastructural and instructional facilities, within 15th May, 2009.

The Management has to explain why recognition of B.Ed. course be not withdrawn for non-fulfillment of condition of shifting College to own premises within three years as per NCTE regulations.

The institution has submitted written representation on 24.04.2009. The written representations was considered by SRC in its 176th meeting held on 27th-28th May 2009 and the Committee decided to conduct inspection for shifting after submission of essential documents and fees for shifting. Accordingly, letter to the institution were issued on 04.06.2009 to submit the inspection fees and essential documents within 15th June 2009. The

institution has not submitted its reply even after completion of stipulated time. The letter has been returned back undelivered to the office vide dated 19.04.2009.

The matter was considered in the 177th meeting of SRC and it was noted that the letter has been returned back undelivered to the office. The Committee took serious note that deficiencies still exists in the institution in violation of conditions, Rules and Regulations, Norms and Standards by the institution. Further, the Committee observed that the institution was granted recognition on 29.07.2005 in the rented building at house No-20/111, Podili Grampanchayat with 10.69 acre of land at Sy No-577 and 560/1. However, the institution has submitted the Building Completion Certificate of the building located in the Sy No-948/3; whereas the institution is not willing to provide information in respect of fulfillment of the stipulated conditions of recognition order.

Therefore, the Committee has decided to withdraw recognition of the institution for B.Ed course from the academic session 2009-10.

However, the Committee decided that 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. It was also decided to inform the University and the State Government accordingly.

Aggrieved by the withdrawal order of SRC, the institute a Approached the appellate authority. the appellate authority vide order dated 08-10-2009 has remanded the case to SRC with the following observations:-

“After perusal of documents, memorandum of appeal, affidavit, and after hearing oral arguments advanced during the hearing, the council reached the conclusion that there was adequate ground to accept the appeal and remand back the case to SRC for inspection of the new building of the institution, to ascertain availability of necessary infrastructure, instructional and other facilities in accordance with the Norms prescribed by the NCTE. Accordingly, the appeal was accepted, SRC order dated 13-07-2009 was set aside and the case was remanded to the SRC.”

SRC in its 184th Meeting of SRC held during 26th - 27th October, 2009 considered the matter and decided for re-inspection after payment of fees of Rs.40,000/- and on receipt of all the necessary documents.

As per the decision of SRC, a letter was addressed to the Correspondent/Secretary, Shams-UI-Uloom College of Education for

		<p>submission of documents for Re-inspection of B.Ed Course on 8-12-2009</p> <p>SRC in its 185th Meeting of SRC held during 26th-27th November, 2009 The Committee decided to cause inspection of the new building on payment of Rs.40,000/-by the institution, within a period of four weeks from the date of confirmation of the Minutes.</p> <p>On 05-02-2010 a letter was addressed to the Correspondent Shams-Ul-Uloom college of Education intimating the decision of SRC.</p> <p>on 20.12.2009 The institution had submitted documents along with shifting inspection fee Rs.40,000/- DD has been taken in to account vide Receipt No.15086 dated 05-01-2010 Further, no action is seen in the file towards causing of inspection to the institution.</p> <p>The Southern Regional Committee in its 273rd meeting held during 30th September & 1st October, 2014 considered the matter, advised Southern Regional Office to 'Process' for shifting after notification of the new Regulations.</p> <p>The Committee considered the matter, other relevant documents of the institution, decided as under:</p> <p>1.Cause Inspection for shifting.</p> <p>2.Ask VT to obtain latest Encumbrance Certificate, validated and FDRs and, latest approved staff list.</p>												
27	<p>APS00532 B.Ed St. Joseph Training College, Thrissur, Kerala KL</p>	<p>St. Joseph Training College, Pavaratty, Thrissur-680507, Kerala.</p> <table border="1" data-bbox="495 1230 1503 1661"> <tr> <td>Code/Course</td> <td>APS00532/B.Ed</td> </tr> <tr> <td>Name the institution</td> <td>St.Joseph Training College</td> </tr> <tr> <td>Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent on</td> <td>As per the website information</td> </tr> <tr> <td>Affidavit affirming adherence to Regulations 2014 received on</td> <td>03.02.2015</td> </tr> <tr> <td>Intake Requested.</td> <td>Two units</td> </tr> <tr> <td>Other Course offered in the institution</td> <td>TTI</td> </tr> </table> <p>St. Joseph Training College, Pavaratty, Thrissur-680507, Kerala was granted recognition on 23.2.2005 for Secondary course of one year duration with an annual intake of 100 students from the academic session 2004-05 with a condition to shift to its own premises within three years from the date of recognition(in case the course is started in temporary premises).</p>	Code/Course	APS00532/B.Ed	Name the institution	St.Joseph Training College	Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent on	As per the website information	Affidavit affirming adherence to Regulations 2014 received on	03.02.2015	Intake Requested.	Two units	Other Course offered in the institution	TTI
Code/Course	APS00532/B.Ed													
Name the institution	St.Joseph Training College													
Letter as per NCTE Hqrs guidelines dated 18.12.2014 sent on	As per the website information													
Affidavit affirming adherence to Regulations 2014 received on	03.02.2015													
Intake Requested.	Two units													
Other Course offered in the institution	TTI													

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The society had submitted an application for M.Ed course vide letter dated 25.04.2008 in the office. While considering the reply of the institution dated 07.11.2008 to the deficiency letter issued for M.Ed course, It was found that the translated version of land document submitted is in the name of 'St.Thomas Monastery' and in the affidavit it is as 'Devamatha Educational Agency of CMI Schools, Thrissur. Whereas , the name of the applicant society is 'Devamatha Corporate Educational Agency " and the applicant institution is "St,Joseph's Training Colledge ".The land title is neither in the name of the applicant society not in the name of the institution. Hence, the SRC also decided to issue notice under section 17 for existing B.Ed course .

The institution was issued Show Cause Notice on 23.2.2009 as decided by the Southern Regional Committee in its 169th meeting of SRC held on 12th January, 2009. The institution submitted its reply to the Notice on 30.04.2009 and the matter was placed before 176th meeting of SRC held on 27-28 May, 2009. The SRC decided to cause inspection of the institution under Section 17 of NCTE Act for shifting of premises after the payment of Rs.40,000/- fees. Accordingly, a letter was addressed to the institution on 26.6.2009 requesting fees for inspection along with the questionnaire duly filled in. The institution submitted Questionnaire along with Rs.40,000/- fees for inspection. The matter was not placed before the Committee and inspection of the institution was not conducted.

In the meanwhile, a complaint was received on 8.8.2011 from the students of Natural science, Malayalam and Mathematics, St. Joseph Training College, Pavaratty, Kerala regarding the absence of teachers. Since there was no address of students, a letter was addressed to the Principal, St. Joseph Training College regarding the veracity of the complaint dt. 8.8.2011. The Principal of the institution submitted an affidavit on 10.10.2011 stating that he had not sent any complaint and had requested for a copy of the said complaint. He has also sent a reminder letter on 16.11.2011.

This office received a letter from the Principal of the College for sending original FDR's return from NCTE for renewal which were due on 15.4.2010 and 29.3.2011.

The SRC its 217th meeting held on 08th -9th February 2012 considered the complaint letter dt. 8.8.2011 from the students of the above college and also reply of the Principal of the same college vide letter dt. 10.10.2011 and decided to cause inspection. Inspection of the institution was conducted on 07.03.2012.

The SRC in its 223rd meeting held on 29th - 31st May 2012 considered the VT report, VCD and all the relevant documentary evidences and it was decided to serve Show Cause Notice under NCTE Act.

Accordingly, a Show Cause Notice was issued to the institution on 25.06.2012 for the following deficiencies:-

1. Original certified copy of the land documents from Sub-Registrar is not submitted.
2. Approved blue print of the building plan issued by competent civil authority is not submitted. Total earmarked built up area for both D.Ed and B.Ed course is not given.
3. Latest original building completion certificate from competent Govt. engineer is not submitted.
4. Notarized land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the purpose of educational institution only is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes. LUC submitted is not approved by the competent authority.
5. Original FDRs of Rs. 5 & 3 lacs towards endowment and reserve fund from a Nationalized Bank in joint account in favour of Society/college/institution name if not given.
6. Bye-law of the Society (Certificate of Registration of Society) is not submitted.
7. Approved staff list from affiliating body is not given.
8. Scale of pay offered to staff is not as per Central/Stage Govt./UGC guidelines. Consolidated salary is being paid to be staff.

The institution has submitted two written representations on 13.07.2012 and 02.08.2012.

The SRC in its 237th meeting held on 05th – 06th January, 2013 considered the written representation from the institution vide letter dt. 13.07.2012 and 02.08.2012 and all the relevant documentary evidences and decided to serve Final Show cause Notice under NCTE Act.

Accordingly, a final show cause notice was issued on 06.03.2013. The institution submitted written representation on 08.04.2013.

The SRC in its 244th meeting held on 9th – 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:-

- The Original copy of the building plan approved by the Government Engineer is not submitted.
- Latest staff list approved by the University is not submitted.
- Duplicate FDR's submitted are not in joint account.

As per Supreme Court direction norms/standards should be strictly applied. The Hon'ble Supreme Court order states:

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:

“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 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”. Based on the above points the committee decided to withdraw the recognition of the B.Ed (APS00532) course run by the St. Joseph Training College, Pavaratty, Thrissur-680 507, Kerala 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.

But 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 decided to return Endowment funds and Reserve fund deposited with SRC NCTE, Bangalore, if any.

As per the decision of SRC, a withdrawal order was issued to the institution vide order no. F.No. /APS00532(B.Ed/KL/2013-14/52078 dated 03.06.2013.

On 15.07.2013, the Manager, St. Josephs Training College submitted a written representation along with copies of documents with a request for restoration of recognition.

A letter from the Deputy Registrar, University of Calicut requesting for verification of qualification of newly appointed teachers in St. Josephs Training College, Pavarotti was received by this office on 17.07.2013.

In the mean while, the institution had approached the Hon’ble High Court of Kerala at Ernakulum in W.P.(C).No. 17971 of 2013 seeking (1) stay of the withdrawal order of SRC,NCTE dated 03.06.2013 (2) direction to the respondents (SRC,NCTE and NCTE Hqrs) to permit the petitioner institution to admit the students to the B.Ed course provisionally for the academic year 2013-14 with an intake of 100 students pending final disposal of the writ petition.

The Hon’ble High Court vide order dated 18.07.2013 in W.P.(C)No. 17971 OF 2013 has dismissed the petition as under;

‘If the petitioner is aggrieved of the Ext.P9(withdrawal order of SRC,NCTE) in any manner, the statute itself takes care of the situation, by providing a remedy by way of appeal under section 18 of the NCTE Act,1993.

In the circumstance, the petitioner is relegated to avail the statutory remedy. Without prejudice to the rights and liberties of the petitioner, as above, interference is declined and the writ petition is dismissed.’

The institution filed an appeal under Section 18 of NCTE Act, before the Appellate Authority, NCTE, New Delhi against the withdrawal order of SRC .(Appeal dated 24.07.2013)

The institution filed another Writ Petition in Hon'ble High Court of Kerala at Ernakulum in W.P.No 19183/2013 praying to direct the 1st respondent(NCTE, New Delhi) to consider the appeal filed by the petitioner and to direct the respondents (NCTE, New Delhi ,Member Secretary, NCTE, New Delhi),Regional Director ,SRC, New Delhi) to permit the petitioner institution to admit students to B.Ed course provisionally for the academic year 2013-14 pending disposal of Appeal No. 1435/2013 and to direct the first respondent (NCTE, New Delhi) to permit the petitioner institution to file an interim application for stay of withdrawal order of SRC.

The Hon'ble High Court vide order dated 1st August 2013 in W.P.No.19183 has disposed the petition with the following direction :-

“ The 1st respondent (NCTE Hqrs represented by Member Secretary) is directed to consider and pass appropriate orders on Ext.P13 appeal in accordance with law, at the earliest, at any rate, within 'one month' from the date of receipt of a copy of the judgment. Writ petition is disposed of.

The petitioner shall produce a copy of the judgment along with a copy of the writ petition before the respondents for further steps.”

The appellate authority vide order F.No.89-486/2013 Appeal/14th Meeting-2013 dated 30.10.2013 has made the following observations :-

“ The Council noted that in the file of the SRC there is a building plan which bears the original signatures of the Engineer and Secretary, Special Grade, Pavaratty Gram Panchayath and the appellant with his letter dated 13.07.2012 also sent another copy of the plan, the Council also noted that the Calicut University wrote to the SRC on 08.07.2013 verifying the staff profile of the appellant institution and the appellant has satisfied about the FDRs being in the Joint names with the Regional Director, NCTE, Bangalore.

In view of the position stated above the Council concluded that the matter deserved to be remanded to the SRC with the direction to examine the submissions made by the appellant and take a fresh decision. In the meanwhile the order of withdrawal should be kept in abeyance.

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 deserved to be remanded to SRC with the direction to examine the submissions made by the appellant and take a fresh decision. In the meanwhile the order of withdrawal should be kept in abeyance.

The Council hereby remands back the case of St.Josephs Training College,”

The SRC in its 255th meeting held on 13th – 15th November 2013 considered the Appellate authority order dated 30/10/2013, and decided to process the case of the said institution by examining the submissions made by the appellant and to take a fresh decision and necessary action.

The SRC in its 261st meeting held on 09th-10th February 2014 considered the Appellate authority order dated 30/10/2013 and all the relevant documentary evidences and it was decided to serve Show cause Notice under NCTE Act for the following:

- In the photo copy of the building plan submitted, Survey Numbers and extent of land area are not mentioned.
- Duly approved staff list from the University is not submitted, in the staff list submitted, Principal is not mentioned.
- FDRs for Rs.5 lacs expired on 15/04/2010, the institution has not submitted for re-validation.

Accordingly, a Show Cause Notice was issued to the institution on 26.02.2014. The institution had submitted its written representation on 21.03.2014.

The Southern Regional Committee in its 267th Meeting held on 12th – 13th May, 2014, considered the matter with reference to the reply of the institution vide letter dated 21.03.2014, and decided that:

‘The Staff list given by the institution was not adequate, the institution should be asked to submit a fresh staff list in the approved format and according to the NCTE norms.’

As per the decision of SRC , a letter was sent to the institution on 24.06.2014 with a request to submit a fresh staff list in the approved format and according to NCTE norms.

On 14.07.2014, the Principal, St. Joseph’s Training College has submitted a written representation stating as under :-

‘I am submitting staff list in the prescribed format and according to the NCTE norms and affidavits of Manager ,Principal and teachers of this institution.’

I request you Madam, to restore the recognition of our college for B.Ed course with an annual intake of 100 students.’

The institution has submitted the following documents :

1. A notarized copy of the staff list dated 01.12.2004 approved by the Deputy Registrar, In charge of Registrar, University of Calicut is submitted.
2. A notarized copy of the newly appointed staff list dated 08.07.2013 ,approved by Deputy Registrar, University of Calicut is submitted.
3. Staff profile in the prescribed format, approved by the Registrar, University of Calicut comprising of a Principal and 9 lectures is submitted.

Note : This is also a ‘Appeal remand back’ case, but process on ‘Appellate Authority Order’ is commenced in November,2013.Can this be continued to be

		<p>processed or should we hold back till new regulations as per the Head Quarters directive .To clarify.</p> <p>The Southern Regional Committee in its 271st meeting held during 1st August, 2014 considered the matter, advised Southern Regional Office to process after notification of new Regulations, as directed by NCTE (H'qrs).</p> <p>On 11.08.2014, this office has received a letter from the Deputy Registrar, University of Calicut granting affiliation to the institution for the academic year 2013-14 with an intake of 100 students vide order 01.08.2014(copy enclosed).The letter states as under :-</p> <p>“ Affiliation granted is strictly provisional and only for the academic year 2013-14.The college has to apply for Continuation of Provisional Affiliation for ensuing years, remitting the fee fixed by the University. Continuation of provisional affiliation for the next academic year will be granted only after obtaining extension of approval order from the National Council for Teacher Education.</p> <p>Admission to the next academic year shall be made only after obtaining prior permission from the University.</p> <p>Orders are issued accordingly.”</p> <p>The SRC in its 273rd meeting held during 30th September & 1st October, 2014 considered the matter and decided to took note of the matter.</p> <p>On 03.02.2015, a letter dated 28.01.2015 along with affidavits and FDRs is received by this office from the Manager, St.Joseph's Training College, Pavaratty-Thrissur.</p> <p>The Committee considered the matter, letter dated 28.01.2015 from the institution, decided as under:</p> <p>1.Restore Recognition.</p> <p>2.Obtain Latest Encumbrance Certificate</p> <p>3.Staff list is deficient: -Asst. Prof (Fine Arts) & Asst. Prof (Physical Education) are not there.</p> <p>4.Ask them to ensure conformity with the new 2014 Regulations before 31.10.2015.</p>
28	<p>APS07157 B.Ed Janardhan Reddy College of</p>	<p>Janardhan Reddy College of Education, Huzurabad, Karimnagar District-505468, Andhra Pradesh.</p>

Education, Karimnagar, Andhra Pradesh AP	Code/ Course	APS07157/B.Ed
	Name of the institution	Janardhan Reddy College of Education, Huzurabad, Karimnagar
	Letter as per NCTE guidelines dated 18.12.2014 sent on	online information
	Affidavit affirming adherence to regulations 2014 received on	24.01.2015
	Intake Request	Not Specified
	Other Courses offered in the institution	Stand Alone.
<p>Grama Nava Nirman Samithi, Karimnagar District, Andhra Pradesh had submitted an application on 12.05.2006 to the Southern Regional Committee of NCTE for grant of recognition to Janardhan Reddy College of Education, H.No.4-2/A, Indiranagar, Saidapur Road, Huzurabad, Karimnagar District-505468, Andhra Pradesh for B.Ed Course of one year duration.</p> <p>The Southern Regional Committee, after considering the report of the visiting team as well as other relevant materials granted recognition to the institution for offering B.Ed Course with an intake of 100 students from the session 2007-2008 vide Order No.783 dated 12.04.2007.</p> <p>The Registrar, Kakatiya University, Warangal vide letter dt.14.03.2008 drew the attention of Regional Director, SRC and informed that in the process of granting temporary affiliation to the institutions the university conducted inspection and observed that Shabby accommodation and insufficient to run B.Ed. programme. Land and building are at different places.</p> <p>The letter was placed before the SRC in its 157th meeting held on 23rd-24th April 2008. The SRC after careful consideration of all aspects decided to issue show cause notice. Accordingly, a show cause notice was issued on 28.05.2008 to the institution. In response to the notice the applicant institution replied on 14.06.2008 as under:</p> <p>“with regard to insufficient accommodation, as per the advice of University Authorities, we have started construction of two more big size lecture hall and one seminar hall. At the time of second visit of university team, the construction work was not completed totally and after going through the progress of construction, the university has granted temporary affiliation for the year 2007-08. Now, the accommodation is ready in every aspect”</p> <p>The reply was placed before SRC in its 161st meeting held on 6th-7th August 2008 and the committee considered the matter and decided and resolved to cause inspection under Section 17 to verify the infrastructural and</p>		

	<p>instructional facilities.</p> <p>The SRC-NCTE conducted an inspection of the institution under section 17 of NCTE Act 1993 on 17.09.2008. The report received from the visiting team informs as follows:</p> <p>“That management is not ready to face the inspection now on 17.09.2008 because of various factors and asked for postponement of the inspection by three more months.”</p> <p>The institution has not co-operated in carrying out inspection of institution as per the Provisions of NCTE Act. Therefore, the SRC-NCTE in its 165th meeting held on 27th-28th September, 2008 on careful perusal of the original file of the institution, two visiting team report under section 14 & 17, the letter dated 14.03.2008 from the Registrar, Kakatiya University, Warangal to the Regional Director, SRC and the reply dated.14.06.2008 to the show cause notice issued to the institution and other related documents, Act of NCTE 1993, Regulations and Guidelines issued from time to time laid on the table, the Regional Committee noted the following:-</p> <p>As per the inspection team report of the Kakatiya University, Warangal the land of the institution is situated at the place other than the location of the building.</p> <p>The institution in its communication to deficiency letter dated.09.10.2006 submitted the land document in the form of sale deed pertaining to Sy.No.242/B admeasuring 1089 sq.yards situated at Bornepelly Gram Panchayat, Huzurabad, Karimnagar District and whereas along with letter dt.14.06.2008 it has furnished a land document in the form of sale deed having the land at Sy.Nos.243. Plot (A) extent 1023.00 sq.yards, equivalent to this 859.32 sq.mts, (B) extent 224.77 sq.yards, equivalent to this 84.00 sq.mts, total plot extent (1347.77) sq.yards, equivalent to this (1132.12) sq.mts bounded by 18.0 feet width road situated at Bornapelly Village in favor of Padmashali Seva Samithi, Karimnagar District which is neither the institution not the applicant society.</p> <p>The society changed its initial site of the land whose documents were submitted by it to NCTE with the undertaking that it will construct its building on the same land.</p> <p>The institution at present running its B.Ed course on the site seen by the team of the Kakatiya University is having shabby accommodation and insufficient to run the B.Ed course.</p> <p>B.Ed course is still in possession of it or it is sold.</p> <p>The institution at present running its B.Ed course on the site seen by the team of the Kakatiya University is having shabby accommodation and insufficient to run the B.Ed course.</p>
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The institution did not cooperate with the visiting team in carrying out inspection under section 17 on 17.09.2008. This is considered as an act of defiance and unbecoming of an educational institution.

The institution violated the provisions contained under various sections of NCTE Act and regulations there under.

The SRC after careful consideration of all aspects decided to withdraw the recognition of the institution from the academic session 2008-09. Further, the SRC also decided to inform the decision to the State Government of Andhra Pradesh and Concerned University for follow-up action immediately, including redistribution of students admitted, if any.

As per direction of SRC, withdrawal order was issued to the institution on 06.10.2008.

The institution was approached to Appellate Authority NCTE Head Quarters wherein the Council confirms the order appealed against with the modification that the said withdrawal of recognition order would be effective from the academic session 2010-2011.

As per direction of Appellate Authority corrigendum order was issued on 09.08.2010.

Meanwhile, the institution also filed a court case in the Hon'ble High court in W.P.M.P no. 16528/2010 in writ petition no. 13130/2010 in the matter of Janardhan Reddy College of Education, Indiranagar, Saidapur Road, Huzurabad, Karimnagar Vs NCTE and others.

A letter along with following documents has been received from the institution on 29.06.2010.

1. Court order dated 11.06.2010.
2. D.D of 40,000/- bearing no.461733.

In the court order the Hon'ble High court has directed as under:-

“This is an application to direct the respondents to conduct an inspection of the petitioner- college.

I have heard Sri A Sanjeev Kumar, learned counsel for the petitioner, and Smt.G.Jhansi, learned counsel, representing Sri B. Adinarayanana Rao, learned Standing Counsel for the respondents. Having regard to interim order passed in WPMP no 16529/2010, respondent no. 2 is directed to depute an inspection team on payment of Rs.40,000/- which is stated to the required fees, by the petitioner and submit subject the report to respondent no. 2 (SRC, NCTE) within a period of eight weeks from today subject to the above direction, the WPMP is disposed of. “

	<p>As per the direction of court case the institution has submitted D.D of Rs. 40,000/- vide letter dated 12.07.2010.</p> <p>The matter was considered by the Committee and it was decided to cause inspection of the institution for B.Ed. Course, under Section 17 of NCTE Act, after payment of Rs.40,000/- inspection fee and on submission of filled in Questionnaire, along with relevant supporting documents relating to building, land, including Building Completion Certificate from the competent Government Engineer and Land Use Certificate, within four weeks from the date of confirmation of the Minutes.</p> <p>Meanwhile a court order dated 02.08.2010 an court order has been received in the office of SRC on 17.08.2010 in W.P.M.P NO: 23751 & 23752 of 2010 in W.P.NO: 18762 of 2010. The Hon'ble High Court has passed an order as under:-</p> <p>“The Petitioner institution was directed to be inspected by the National council for Teacher Education by interim order of this court dated 11.08.2010 in writ petition no 13130 of 2010. The said inspection is yet to take place.</p> <p>However in the meanwhile counseling for admissions to B.Ed course for the academic year 2010-2011 has already commenced.”</p> <p>In such view of the matter, if the petitioner institution is denied affiliation by the Kakatiya University, respondent 3, it would stand to lose the entire academic year, as it would not be included in the list of colleges for counseling by the Andhra Pradesh State Council for Higher Education, respondent 4. There shall accordingly be a direction to the Kakatiya University to consider the case of the Petitioner College for affiliation for the academic year 2010-2011 without insisting upon the approval of the National Council for Teacher Education based on its inspection. In the even the petitioner college is found eligible in all other respects, the University shall grant affiliation and thereupon the Andhra Pradesh State Council for Higher Education shall include the petitioner College in the second phase of counseling scheduled to be held in the later part of August, 2010 enabling it to make admission to B.Ed course for the academic year 2010-2011.</p> <p>The matter has been taken up with the Advocate to defend in the interest of NCTE.</p> <p>The inspection was carried out on 02.09.2010.</p> <p>The SRC in its 196th meeting held on 15-16 September 2010 considered the VT report and all the relevant documentary evidences and it was decided to serve Notice Under Section 17 for the following reasons:</p> <p>The Instructional facilities are generally inadequate and housed in small</p>
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		<p>rooms.</p> <p>All the Laboratories required to be strengthened with additional materials / equipments. FDRs are not in the Joint Names. The staff list yet to be formally approved by the affiliating University. Instructional space & facilities are inadequate for continuance of the B.Ed., programme as per the NCTE Norms. Change of Land Use Certificate not obtained / not available. Science lab is about 300 sq.ft in size and it is rather small. The size of classroom is only 450 sq.ft. as against 500 sq.ft or 10 sq.ft. per student as per NCTE norms.</p> <p>As per the decision of SRC, Notice was issued on 25.10.2010. Till date institution not submitted its written representation/documents.</p> <p>The SRC in its 201st meeting held on 22nd and 23rd February, 2011 considered the not replying/non-response by the institution to the Showcause Notice issued on 25.10.2010 and decided to withdraw recognition for B.Ed course (APS07157) with effect from 2011-12, in order to enable the ongoing batch of students in B.Ed course, if any, to complete their course. Accordingly, withdrawal order was issued to the institution vide no. F.SRO/NCTE/2010-2011/27669 dated 18.03.2011.</p> <p>The institution filed W.P. No. 15960 of 2011 in the Hon'ble High Court of Andhra Pradesh. The Hon'ble Court has passed an order as follows; "After hearing the Learned Counsel for the parties, this writ petition is disposed of in the same terms as in the order passed in W.P. No. 22090 of 2008 and batch of writ petitions dated 11.8.2009. The petitioners are granted four weeks time to file statutory appeal under section 18 of the NCTE Act and the appellate authority shall receive the appeal by treating the same as an appeal filed within the limitation and dispose of the same after hearing both the parties in accordance with law. Till such time the impugned order dated 18.3.2011 shall remain suspended. No. order as to costs."</p> <p>The institution is also preferred an appeal to NCTE-Hqrs. and the appellate authority in its order dated 04.01.2012 confirms the order appealed against.</p> <p>The institution has submitted its written representation on 09.05.2013 and enclosing Demand Draft of Rs.40,000/- and Rs.10,000/- along with court order as follows:-</p> <p>"..... the writ petition is disposed of, directing that respondents 1 and 2 shall cause inspection of the 2nd petitioner institution on payment of the requisite fee. If the inspection team finds that the petitioner has rectified the deficiencies, appropriate orders shall be passed by the 2nd respondent, within</p>
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	<p>a period of four weeks from the date of submission of the representation. There shall be no order as to costs.</p> <p>The miscellaneous petition filed in this writ petition shall also stand disposed of.”</p> <p>Again, the institution has submitted its written representation on 20.05.2013 and 05.07.2013 stated that:-</p> <p>“.....we are grateful and thankful to you sir, so per we have been run the college because of your kindness but meanwhile, a little deficiency of building the college recognition was withdrawn. In this consequence, we approached the Hon'ble High Court regarding this, than the court directed for inspection all ready, we applied for inspection as per instruction of Hon'ble High Court Andhra Pradesh and enclosed two DDs worth of Rs.50,000.00.”</p> <p>The SRC in its 248th meeting held on 13th-15th July 2013, considered the Hon'ble High Court order and as per the direction of the Court decided to cause inspection under section 14 (1) of NCTE Act, 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> <p>The VT members to be informed to check whether all the deficiencies have been fully rectified before their inspection.</p> <p>Accordingly, inspection of the institution was fixed on 26th -31st August 2013, the same was intimated to the institution on 22.08.2013.</p> <p>As per the direction of SRC, the inspection of the institution was conducted on 30.08.2013 and the VT Report received in the office of SRC on 05.09.2013.</p> <p>The SRC in its 254th meeting held during 25th-27th October, 2013 has considered the matter, VT report, VCD of the institution, all other relevant documents of the institution, decided and advised to Southern Regional Office to ask the institution to submit the following documents immediately:-</p> <p>The institution has submitted land documents located at Bornapally village to the Inspection team, whereas in other documents submitted, the land location mentioned as Kothapally village. The institution has to submit original land documents certified by the competent authority where the college building is situated.</p> <p>Notarised land usage certificate from the Revenue divisional office stating that the agriculture land converted to non-agriculture for the educational purpose is not submitted. Proceedings of Revenue Divisional Officer not submitted for conversion of land from agricultural to educational purposes.</p>
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Up-to-date encumbrance certificate issued by sub-registrar is not submitted.

Original FDRs of Rs. 5 & 3 lacs towards endowment and reserve fund from a Nationalised Bank in joint account name is not submitted.

Certificate of registration of society is not submitted.

As per VT report, total built up area provided to B.Ed course is only 12058 sq.ft. which is less than the requirement of 16000 sq.ft. as per NCTE norms, 2009.

As per VT report, seating capacity in the library is only 30, which is inadequate for B.Ed programme of 100 students.

As per the VT report, Infrastructural facilities are inadequate.

As per VT report, space area provided for office room & class rooms are inadequate.

As per VT report, furniture provided in office room and staff room should be strengthened.

As per VT report, equipments provided in other labs and physical education etc., are inadequate.

As per the decision of the SRC, a letter was addressed to the institution to submit reply/ documents on 28.11.2013.

The institution had submitted compliance report on 08.09.2014.

In the meantime, the institution had submitted a letter dated 02.09.2014 received by this office on 08.09.2014 with a request to issue order for the change of premises, stated as under:-

"I would like to bring to your compassionate consideration that the NCTE Southern Regional Committee was asked to submit the adequate accommodation related documents as per NCTE norms 2009.

Our Society, was taken lease the building and open of the Karimnagar District Co-operative Central Bank Ltd., for 33 years. The buildup area is 16000 sq. ft. above area and the open land is 3.2 acres. The newly leased accommodation is very good when compared to the previous and it is adjacent to the Warangal-Karimnagar Main Road and also very near to the Bus Stand.

Kindly consider to permit us to shift the colleg from H.No.4-2/A, Indiranagar, Saidapoor Road, Huzurabad to H.No, 20-30 the Karimnagar District Co-Operative Central Bank Ltd., Building, Opp:Govt Jr.College, Huzurabad, Karimnagar District. If you consider our request we will be very greatful to you. The processing fee Rs.40,000/- DD No.034565 Dated:03.09.2014, SBH, Warangal is enclosed and relevant documents also enclosed."

The Southern Regional Committee in its 273rd meeting held during 30th September & 1st October, 2014 considered the matter, written representation

		<p>from the institution vide their letter dated 02.09.2014 towards submission of documents as per our letter dated 28.11.2013, and for change of premises .and decided that the Institution has suddenly changed its request to shifting of premises. In accordance with the Supreme Court orders, advised Southern Regional Office to process accordingly after notification of the new Regulations.</p> <p>On 24.01.2015 a letter from Janardhan Reddy College of Education, Huzurabad District, Karimnagar-505 468 Andhra Pradesh is received by this office (Copy enclosed) which is under:-</p> <p>I am aware of the various provisions of Regulations 2014 and Norms and standards notified under Regulations 2014 for the courses I have applied for and I am request express my willingness for by application being processed under new regulating.</p> <p>The Committee Considered the matter, submission of affidavit vide letter dated 24.01.2015, all other relevant documentary evidence and decided to serve Show cause Notice under NCTE act. for the following deficiencies.</p> <p>1. The land at the new site is not owned. Coop. Bank land cannot be treated as Govt. Lease.</p> <p>2.application for permission to shift is rejected.</p> <p>In view of the above, the Committee decided to issue Show Cause Notice to the institution 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 including withdrawal of recognition of the institution , based on the records available, with no further notice.</p>
29	<p>APS00936 APS03278 APS04432 APS07646 APS07649 B.Ed B.Ed B.Ed M.Ed M.Ed Ponnaiah Ramajayam College of Education, Thanjavur,</p>	<p>PonnaiahRamajayam College of Education, P.R. Group of Institutions, Central Office, M.C. Road, Natarajapuram South, Thanjavur-613007, Tamilnadu</p> <p>PonnaiahRamajayam College of Education, P.R. Group of Institutions, Central Office, M.C. Road, Natarajapuram South, Thanjavur-613007, Tamilnadu had submitted an application for B.Ed andM.EdCourse.The institution was granted recognition for B.Ed Course (APS03278) on 14.11.2005 with an annual intake of 100 students, M.Ed Course (APS07646) on 07.11.2007 with an annual intake of 35 students, M.Ed Course (APS07649) on 06.11.2007 with an annual intake of 25 students and P. R College of Education, PR Engineering College Campus, Vallam, Thanjavur-613403, Tamilnadu was granted recognition for B.Ed Course (APS00936) on 12.04.2005 with an annual intake of 100 students P. R College of Education, SR No. 99/2, 100/1B, 1E, 1D, Thiripu Village, Kumbakonam, Thanjavur – 614904, Tamilnadu was granted recognition for B.Ed Course(APS04432) on</p>

	Tamilnadu TN	<p>22.09.2008 with an annual intake of 100 students.</p> <p>The institution vide its letter dated 18.09.2007 submitted vide DD bearing no. 754538 dtd. 10.09.2007 for Rs. 40,000/- B.Ed (APS00936) towards shifting of premises, Accordingly, inspection of the institution was conducted on 03.06.2011 for B.Ed (APS03278), M.Ed (APS07646) and M.Ed (APS07649) Courses and 04.06.2011 for B.Ed (APS04432) course.</p> <p>The SRC in its 211th meeting held on 21st-23rd September, 2011 considered the VT report, VCD and all the relevant documentary evidences and decided to serve Show Cause Notice under Section 17 of NCTE Act. Accordingly, a Show Cause Notice was issued to the institution (APS04432-B.Ed. on 29.11.2011) on 22.11.2011. The institution had submitted its written representation on 26.12.2011.</p> <p>The SRC in its 216th meeting held on 11th-12th January, 2012 considered the reply of the institution dt. 26.12.2011, VT report, VCD and all the relevant documentary evidences and decided to serve Show Cause Notice under Section 17 of NCTE Act. Accordingly, a Show Cause Notice was issued to the institution (APS04432-B.Ed. on 25.02.2012, APS07649-M.Ed. on 14.03.2012) on 27.02.2012. The institution had submitted its written representation on 14.03.2012.</p> <p>The SRC in its 222nd meeting held on 09th-10th May 2012 considered the written reply vide letter dt 14.03.2012 and all the relevant documentary evidences and decided to serve Show Cause Notice under Section 17 of NCTE Act. Accordingly, a Show Cause Notice was issued to the institution (APS04432-B.Ed. on 06.06.2012, APS07649-M.Ed. on 06.06.2012) on 09.06.2012. The institution had submitted its written representation on 02.07.2012.</p> <p>The SRC in its 236th meeting held on 16th – 18th December 2012 considered the reply of the institution vide letter dt. 02.07.2012 and all the relevant documentary evidences and it was decided to serve Show cause Notice under NCTE Act, for the following:</p> <ol style="list-style-type: none">1. As per land documents, only three sy. nos. viz 338/2, 337 and 340/2 consist of land area of 5.60 acres whereas as per affidavit(s) submitted by the institution, Four sy. nos viz 338/2, 337, 340/2 and 553/1B2 consist land area of 5.60 acres. It may be clarified by the institution. No land documents have been submitted for the sy. no. 553/1B2.2. Sl. No. 5 of the affidavit is not as per prescribed format.3. Original certified land documents are not submitted by the institution so far.4. Building Plan is not in the name of running institution, it is the name of Trust. Total site area is not mentioned therein. Moreover, built-up area is not matching with BCC.5. Building Completion Certificate is not submitted in the prescribed format and not approved by the Competent Civil Authority.6. The same land and other documents have been submitted for file no. APS03278, APS07649, APS07646 and APS00936.
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		<p>Accordingly, a show cause notices was issued to the institution APS00936-B.Ed, APS07646-M.Ed. on 05.02.2013, and APS03278-B.Ed, APS0-7649-M.Ed on 13.02.2013, APS04432-B.Ed on 15.02.2013. Till date the institution has not submitted written representation to the Show Cause Notice.</p> <p>In the meantime, a letter from Sri.A.Sivaji, Advocate dt. 03.01.2014 received by SRC on 07.01.2014 along with court case in W.P.No.10670 of 2012 filed by PonnaiyahRamajayam College of Education, Thanjavur District.</p> <p>Accordingly, a letter was sent to Sri.A.Sivaji, Advocate on 06.02.2014 along with brief of the case of all courses to defend the case on behalf of the SRC-NCTE.</p> <p>A court notice was received on 20.03.2014 in W.P.No.10670 of 2012, the same (reminder-l) was sent to advocate on 10.07.2014 regarding the latest position of the court case.</p> <p>No reply was received from the advocate so far.</p> <p>In the meantime, a RTI application was received by SRC on 21.07.2014, at that time after verification of file, it is observed that the institution has not submitted reply to show cause notice issued to all the courses.</p> <p>The SRC in its 273rd meeting held on 30th September and 1st October, 2014 considered the Non-reply of the institution on the above five matter and also the relevant documents of the institution and decided to withdraw recognition of all 5 courses for the following reasons:-</p> <ul style="list-style-type: none">• No reply has been received to the Show Cause Notice issued by us vide dated 05.02.2013 (APS00936-B.Ed), 13.02.2013 (APS03278-B.ED), 15.02.2013 (APS04432-B.Ed), 05.02.2013 (APS07646-M.Ed) & 13.02.2013 (APS0-M.Ed)• Based on the above points the committee decides to withdraw the recognition of all the 5 courses (APS00936-B.Ed), 13.02.2013 (APS03278-B.ED), 15.02.2013 (APS04432-B.Ed), 05.02.2013 (APS07646-M.Ed) & 13.02.2013 (APS0-M.Ed) run by the PonnaiahRamajayam College of Education, SR No.99/2,100/1B, 1E,1D. Thiripu Village, Kumbakonam, Thanjavur-614904, Tamilndu, from the academic year 2015-16, in order to enable the ongoing batch of students in B.Ed, course, if any, to complete their course. <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, if any, after ensuring payments to all dues of faculty and staff.</p>
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		<p>Accordingly, withdrawal order was issued to the institution on 25.11.2014(for all the courses i.e. B.Ed, B.Ed B.Ed&M.Ed, M.Ed).</p> <p>In the meantime, the institution was submitted its written representation on 29.12.2014 along with interim order in M.P.(MD) No.1 of 2014 in WP (MD) No.20239 of 2014 dated 12.12.2014. Interim order stating as follows:-</p> <p>ORDER: this petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/s.V.Bharathidasan, Advocate for the petitioner, the court made the following order:-</p> <p>Notice to the respondents returnable in four weeks.</p> <p>2. The petitioner has challenged the impugned order, dated 25.11.2014, passed by the second respondent/Regional Director, National Council for Teacher Education, Southern Regional Committee, Bangalore, on the ground that without due application of mind, the second respondent, wrongly holding that the petitioner has not given reply to the show cause notices, 05.02.2013, 13.02.2013 and 15.02.2013 passed the impugned order.</p> <p>3. According to the petitioner, he has sent a common reply in respect of all the show cause notices on 25.03.2013 seeking for personal hearing for production of the required documents to satisfy the second respondent. In spite of the fact that the petitioner has sent a detailed representation through registered post, which was received by the second respondent, on 03.04.2013, the impugned order repeatedly says that no reply has been submitted by the petitioner to the show cause notices, dated 05.02.2013, 13.02.2013 and 15.02.2013.</p> <p>4. On perusal of the records, it is seen that the petitioner has submitted his detailed and comprehensive reply on 25.03.2013, along with relevant documents to the said show cause notices. In such circumstances, this court deems fit to stay the operation of the impugned order dated 25.11.2014, passed by the second respondent. Accordingly, an order of interim stay is granted.</p> <p>(Note: (1) Outcome of the court case in W.P.No.10670 of 2012 is not known by SRC. (2) As state in the order, the institution has not at all submitted reply on 03.04.2013 as per this office center diary report (copy enclosed). (3)Original Interim order not received from the court.)</p> <p>The SRC in its 276th meeting held on 7-9 January 2015 considered the matter, written representation from the institution vide letter dated 29.12.2014 and interim order of Hon'ble High Court of Tamilnadu dated12.12.2014, decided that SRO should ask the party to produce any ack. that they may have for our verification. If the ack. Is found to be acceptable, we can proceed to process the case. Otherwise, we can ask our Lawyer to move for vacation of the Interim Stay granted.</p>
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As per decision of SRC, a letter was sent to institution on 30.01.2015 and a letter was sent to advocate on 30.01.2015.

Now, the institution has submitted its written representation on 10.02.2015. The institution has submitted photocopy of submission copies to NCTE as follows:-

1. Photocopy of final show cause reply notice dated 02.03.2012 (APS00936)
2. Photocopy of show cause notice reply dated 21.12.2011(APS00936)
3. Photocopy of final show cause notice reply dated 28.06.2012 (APS00936)
4. Photocopy of show cause notice reply dated 19.12.2011 (APS03278 & APS07649)
5. Photocopy of final show cause notice reply dated 28.06.2012 (APS03278 & APS07649)
6. Photocopy of final show cause notice reply dated 20.03.2012 (APS03278 & APS07649)
7. Photocopy of final show cause notice reply dated 10.03.2012 (APS04432)
8. Photocopy of final show cause notice reply dated 28.06.2012 (APS04432)
9. Photocopy of final show cause notice reply dated 21.12.2011 (APS04432)
10. Photocopy of final show cause notice reply dated 28.06.2012 (APS07646)
11. Photocopy of show cause notice reply dated 21.12.2011 (APS07646)

The institution has submitted five original affidavit (for each course) regarding processing of application as per new regulations 2014.

Note: The SRC in its 236th meeting held on 16-18 December 2012 considered the matter and decided to issue show cause notice for all the courses. Accordingly, a show cause notices was issued to the institution APS00936-B.Ed, APS07646-M.Ed. on 05.02.2013, and APS03278-B.Ed, APS0-7649-M.Ed on 13.02.2013, APS04432-B.Ed on 15.02.2013.

The proof/acknowledgement for submission of show cause notice reply for the year 2013 not submitted (15.02.2013). it is verified from the Center Diary Report and in the file.

The Committee considered the matter, submission of affidavits vide letter dated 10.02.2015, other relevant documents of the institution, and decided as under:

- 1.Our records do not show receipt of any reply dated 25.3.2013**
- 2.They have also not shown any such document to us or to our Lawyer in spite of repeated reminders.**
- 3.Ask our Lawyer to apprise the Court of this position and move for vacation of stay and dismissal of the petition.**