

**EASTERN REGIONAL COMMITTEE  
NATIONAL COUNCIL FOR TEACHER EDUCATION  
BHUBANESWAR**

**Rectification of proceedings of 257<sup>th</sup> ERC meeting held on 2<sup>nd</sup> -3<sup>rd</sup> July, 2018**

**Decision in respect of the following institution taken in 257<sup>th</sup> meeting of ERC to be rectified as under:**

<b>ER-257.2</b>		<b>[Court Case]</b>
9.	257.2.9	Binod Bihari Mahato Memorial Teachers' Training College, Vill-Sahubahiyar, Street/Road- NH-2, Tehsil/Mandal-Topchanchi, Town/City- Sahubahiyar, Dist.-Dhanbad, Jharkhand-828404 (D.El.Ed.-Addl. Course) (Private) (Jharkhand Academic Council) ( <b>Application No. ERCAPP201645066</b> ) ( <b>ID No.- 8906</b> )
<p>Item No. 257.2.9 at Sl. No. 9 as per proceedings of 257<sup>th</sup> ERC meeting proceedings in respect of institution viz. Binod Bihari Mahato Memorial Teachers Training College, Plot No.-85/682, Street No.-NH-2, Vill-Shahubahiyar, Po-Topchanchi, Tehsil/Taluka-Topchanchi, Town/City-Dhanbad, Dist.- Dhanbad, Jharkhand-828404 (D.El.Ed.-Addl. Course) (Private) (Jharkhand Academic Council) (<b>ERCAPP4170</b>).</p> <p><b>The application Code No.ERCAPP4170 was placed before the 257<sup>th</sup> ERC Meeting inadvertently instead of application No.ERCAPP201645066 (ID No.- 8906). Though, the file Code No.ERCAPP4170 is refused file, but as per the directions from the Hon'ble Supreme Court, the following decisions were made and uploaded and after verification, following rectifications were also made.</b></p> <p><b><u>The sentence/word(s) written as:</u></b></p> <p>“As per decision of 208<sup>th</sup> ERC Meeting, recognition to D.El.Ed. Course was refused vide ERC order dated 07.04.2016.</p> <p>Being aggrieved, the institution filed W.P. No 566 of 2018 in the Supreme Court of India. The Hon'ble Supreme Court passed an interim Order dt. 21.06.2018 along with other cases with following directions:</p> <p style="text-align: center;"><i>“Pursuant to the order dated 04.06.2018, the petitioner is permitted to file a representation for grant of recognition for the academic year 2018-2019 within two days from today. Respondent No. 1 is directed to consider the said representation within a period of ten days from today. The petitioner may be permitted to participate in the counselling for the academic session 2018-2019.”</i></p> <p>The institution submitted representation dt. 23.06.2018 received on 25.06.2018 along with the order passed by the Hon'ble Supreme Court. Direction received from NCTE Hqrs., New Delhi vide e-mail/letter vide No. F.63-13/2018/NCTE/Legal dated 28.06.2018 as under:</p> <p>The petitioner submitted representation which is received at NCTE (HQ) on 25.6.2018 evening for recognition for academic year 2018-2019. The RD, ERC to issued recognition order in compliance of Hon'ble Court Order immediately on or before 30.6.2018.</p> <p>The ERC re-viewed the matter in accordance with above and observed as under:-</p> <p>A. Refusal order issued on the following grounds:</p> <p>1. Show cause notice was issued on 11.02.2016 on the following grounds.</p> <p>(i) As per land documents, the total area is 2700 Sq Mts. which is less than the required 3000 Sq. Mts. for B.Ed + D.El.Ed programme.</p>		

2. In response to Show Cause Notice, the institution vide reply dated 23.02.2016 has submitted two land documents, one is gift deed and another is sale deed. Gift deed has been registered on 17.02.2016 i.e. after submission of the online application. Initially the institution has submitted documents of land for 66.63 Dec. (2700 Sq. Mts.), which is less than the required land for composite courses (B.Ed. and D.El.Ed.).

B. As per the direction of Hon'ble Supreme Court and NCTE Hqrs. letter dt. 28.06.2018 the matter was placed before the committee for further processing and after careful observation; it was found that the submitted land documents such as Mutation, Conversion, Non-encumbrance and land possession certificates are not clearly mentioned in the name of institution.

In view of the above, the Committee decided as under:

Show Cause Notice be issued to the institution as to why the application for grant of permission for applied D.El.Ed. course be not refused on the above points. The Committee therefore, provides opportunity under section 15(3)(b) of the NCTE Act 1993 to the institution to submit its reply within 21 days from the issue of this letter before the Committee takes final decision”.

**Rectification as:**

**Binod Bihari Mahato Memorial Teachers' Training College, Vill-Sahubahiyar, Street/Road- NH-2, Tehsil/Mandal-Topchanchi, Town/City-Sahubahiyar, Dist.-Dhanbad, Jharkhand-828404 (D.El.Ed.-Addl. Course) (Private) (Jharkhand Academic Council) (Application No. ERCAPP201645066) (ID No.- 8906)**

The institution was granted permission for D.El.Ed. course with an intake of 100 (two basic units) from the academic session 2019-2020 vide Order No. ER-255.6.18/ID No.-8906/D.El.Ed./2018/56915 dated 10.05.2018 by the ERC, NCTE.

Being aggrieved, the institution filed W.P.(C) No 566 of 2018 in the Hon'ble Supreme Court of India. The Hon'ble Supreme Court passed an interim Order dt. 21.06.2018 along with other cases with following directions:

*“Pursuant to the order dated 04.06.2018, the petitioner is permitted to file a representation for grant of recognition for the academic year 2018-2019 within two days from today. Respondent No. 1 is directed to consider the said representation within a period of ten days from today. The petitioner is permitted to approach the affiliating bodies for affiliation. The petitioner may be permitted to participate in the counselling for the academic session 2018-2019.”*

The institution submitted representation dt. 23.06.2018 received on 25.06.2018 along with the order passed by the Hon'ble Supreme Court. Direction received from NCTE Hqrs., New Delhi vide e-mail/letter vide No. F.63-13/2018/NCTE/Legal dated 28.06.2018 as under:

The petitioner submitted representation which is received at NCTE (HQ) on 25.6.2018 evening for recognition for academic year 2018-2019. The RD, ERC to issue recognition order in compliance of Hon'ble Court Order immediately on or before 30.6.2018.

**The ERC re-viewed the matter in accordance with above and decided as under:-**

Formal permission order under clause 7(16) of the NCTE Regulation 2014 for applied **D.El.Ed. programme** with an **intake 100 (two basic units)** from the academic session **2018-2019 instead of 2019-2020** be issued to the institution.

**The earlier refused decision in case of application Code No.ERCAPP4170 of the institution viz. Binod Bihari Mahato Memorial Teachers Training College, Plot No.-85/682, Street No.-NH-2, Vill-Shahubahiyar, Po-Topchanchi, Tehsil/Taluka-Topchanchi, Town/City-Dhanbad, Dist.- Dhanbad, Jharkhand-828404 will remain unchanged.**