



एनसीटीई अपीलिय प्राधिकरण में/ IN THE NCTE APPELLATE AUTHORITY

राष्ट्रीय अध्यापक शिक्षा परिषद् (एन.सी.टी.ई.)  
जी-7, सेक्टर-10, द्वारका, नई दिल्ली-110075

NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)  
G-7, Sector-10, Dwarka, New Delhi-110075

दिनांक/ Date - 08/02/2024

एनसीटीई अधिनियम की धारा 18 के तहत दायर अपील/  
APPEAL FILED UNDER SECTION 18 OF NCTE ACT

File No. 89-201/E-320126/2023 Appeal/1<sup>st</sup> Meeting, 2024  
APPLNRC202314720

Krishna Patel Degree College, 1KH, 3, 5KH, 7KH, Rohuwar Baidauli, Pihar, Sagari, Azamgarh, Uttar Pradesh- 276136	<b>Vs</b>	Northern Regional Committee, Plot No. G-7, Sector – 10, Dwarka, New Delhi -110075.
<b>APPELLANT</b>		<b>RESPONDENT</b>

<b>Representative of Appellant</b>	<b>The Representative of the Institution</b>
<b>Respondent by</b>	<b>Regional Director, NRC</b>
<b>Date of Hearing</b>	11.01.2024
<b>Date of Pronouncement</b>	08.02.2024

## आदेश/ ORDER

### **I. GROUNDS OF WITHDRAWAL**

The appeal of Krishna Patel Degree College, 1KH, 3, 5KH, 7KH, Rohuwar Baidauli, Pihar, Sagari, Azamgarh, Uttar Pradesh-276136 dated 19.10.2023 filed under Section 18 of NCTE Act, 1993 is against the Order No. F. No. /NRC/NCTE/UP-1704-B.Ed./410<sup>th</sup> Meeting (Blended Mode)/2023/ (223400-223407) dated 22.09.2023 of the Northern Regional Committee, withdrawing recognition for conducting B.Ed. Course on the grounds that “(i). The institution has submitted copy of building plan but not approved by the Govt. Competent Authority. (ii). The institution has not submitted latest certified land documents issued by the concerned Govt. Authority. (iii). The institution has not submitted Land Use Certificate issued by the concerned Govt. Authority. (iv). The institution has not submitted latest building safety certificate issued by the concerned Govt. Authority. (v). the institution has not submitted latest Fire safety certificate issued by the concerned Govt. Authority. (vi). The institution has not submitted Building completion certificate issued by the Govt. Engineer. (vii). The institution has not submitted latest faculty list approved the concerned affiliating body. (viii). The institution has not submitted Original FDRs towards Reserve Fund and Endowment Fund as per NCTE Regulations, 2014. (ix). The institution has not adhered to the mandatory disclosure in the prescribed format and display up to date information on its official website as per NCTE Regulations 8(14) condition for grant of recognitions as per NCTE Regulations 2014. (x). The institution has not submitted Non-Encumbrance Certificate issued by the concerned Govt. Authority. (xi). The institution has not consented to come under Regulations 2014 and affidavit in this regard not submitted.”

### **II. SUBMISSIONS MADE BY APPELLANT: -**

The Representative from Krishna Patel Degree College, 1KH, 3, 5KH, 7KH, Rohuwar Baidauli, Pihar, Sagari, Azamgarh, Uttar Pradesh-276136 appeared online to present the case of the appellant institution on 11.01.2024 however, the said



representative was unable to communicate as he was unable to join the meeting. In the appeal report, it is submitted that "(i). The allegation is completely wrong. Documents related to this dispute has already been sent to NRC-NCTE via Speed Post-dated 16.08.2023."

### III. OUTCOME OF THE CASE

**The Appeal Committee in its 1<sup>st</sup> Meeting, 2024 held online on 11<sup>th</sup> January, 2024 perused the relevant records and the documents submitted by appellant institution in the Appeal Report.**

The Appeal Committee noted that the appellant institution was granted recognition for B.Ed. Course with an annual intake of 100 students vide order dated 13.08.2005. The recognition of the institution for B.Ed. programme was withdrawn by the NRC vide order dated 22.09.2023.

The Appeal Committee noted that the matter was taken up by the Appeal committee for hearing in its 14<sup>th</sup> Meeting, 2023 held 04.11.2023 & 15<sup>th</sup> Meeting, 2023 held on 05.12.2023 and further the matter of the institution was taken up in its 1<sup>st</sup> Meeting, 2024 held on 11.01.2024, the representative of the institute had appeared before the Appellate Committee. However, the said representative was unable to communicate/connect the meeting. The Appellate Committee thereafter observed that the Committee has already given reasonable opportunities to the appellant institution but the institution has either failed to appear/ or failed to defend the interest of the Institution.

The Appeal Committee further in its 1<sup>st</sup> Meeting, 2024 held on 11.01.2024 decided not to grant another date for hearing to the institution and considered the documents submitted alongwith the Appeal Report as compliance of grounds of withdrawal order and observed that the appeal of the institution is still deficient on the following points: -

- (i) The Appeal Committee has observed that the institution was recognised in 2005 vide order dated 13.08.2005 with annual intake of 100 students for the B.Ed. programme. After promulgation of NCTE Regulation 2014, the institution failed to submit the compliance Affidavit, hence the revised recognition order was not issued to the institution. As per record submitted in appeal report, no Affidavit as such has been annexed or any proof have been submitted showing that the

- appellant institution had submitted an Affidavit which was to be submitted immediately after promulgation of the NCTE Regulations, 2014.
- (ii) The institution has also failed to submit the proof to clarify whether they had submitted compliance with the conditions prescribed under Regulations, 2014 regarding enhanced FDRs, Revised staff profile, additional built-up area etc.

Hence, the Appeal Committee is of the view that the appellant institution is still lacking on the above grounds. The Appeal Committee concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned withdrawal order dated 22.09.2023 issued by NRC is confirmed.

#### IV. DECISION: -

After perusal of the Appeal Report, documents submitted alongwith the appeal report. Appeal Committee of the Council concluded that the NRC was justified in withdrawing the recognition and decided that the instant appeal deserves to be rejected and therefore, the impugned withdrawal order dated 22.09.2023 issued by NRC is confirmed.

उपरोक्त निर्णय अपील समिति की ओर से सूचित किया जा रहा है।/ The above decision is being communicated on behalf of the Appeal Committee



उप सचिव (अपील) / Deputy Secretary (Appeal)

#### Copy to :-

1. The Principal, Krishna Patel Degree College, 1KH, 3, 5KH, 7KH, Rohuwar Baidauli, Pihari, Sagari, Azamgarh, Uttar Pradesh-276136
2. The Secretary, Ministry of Education, Department of School Education & Literacy, Shastri Bhawan, New Delhi.
3. Regional Director, Northern Regional Committee, Plot No. G-7, Sector-10, Dwarka, New Delhi – 110075.
4. The Secretary, Education (looking after Teacher Education) Government of Uttar Pradesh.