

TO BE PUBLISHED IN GAZETTE OF INDIA PART - III SECTION - 4

F.No.WRC/APP2554/222/273rd/{M.P.}/2017/184158

Date 24-4-17

REFUSAL ORDER

WHEREAS, in terms of Section 15 of the NCTE Act, 1993, TAKSHSHILA EDUCATION SOCIETY, 21 CIVIL LINE, PLOT NO. 29/46, STREET/ROAD: NH-7, POST OFFICE /TEHSIL/TALUKA/TOWN/CITY/DISTRICT: KATNI, PIN CODE: 483501, MADHYA PRADESH (WRCAPP2554/222) had submitted on 30.04.2015 the application to the Western Regional Committee of the NCTE for grant of recognition to, NALANDA SCIENCE & COMMERCE COLLEGE, PLOT/KHASRA NO.29/46, PHN-1228/28,29, MAHARANA PRATAP JHINJHARI PLOT, STREET NO. NH-7, VILLAGE - JHINJHARI KATNI, TOWN/CITY /POST OFFICE/TEHSIL /TALUKA/DIST. KATNI, PIN CODE - 483501, MADHYA PRADESH for starting the D.El.Ed. Course.

AND WHEREAS, as per clause 7(4) of NCTE Regulations, 2014, letter to State Government was issued on 08.07.2015, 28.10.2015, and 09.12.2015 requesting to give their recommendation/ comments.

AND WHEREAS, Rajya Shiksha Kendra, Bhopal, Madhya Pradesh vide letter dated 04.01.2016 has given their recommendation.

AND WHEREAS, the matter was placed in 239th WRC meeting held on January 6-8, 2016 and the Committee decided that Show Cause Notice be issued to the institution. Accordingly, Show Cause Notice was issued on 14.01.2016

AND WHEREAS, the reply received from the institution was placed in the 241st Meeting of WRC held on February 4-6, 2016 and the Committee decided that "...Show Cause Notice dt. 14/01/2016 was issued to the applicant for submission of documents as required under NCTE Regulations, 2014. The applicant has again submitted only xerox copies of the documents - the land ownership document is not originally certified and the other documents also are not originally notarized. Further, the applicant has not submitted a Building Completion Certificate which is required under the Regulations. It is therefore not possible to verify the claim of the applicant that sufficient built up area is available for two units of B.Ed. and the proposed D.El.Ed. From the Building Plan and Building Permission, it is not possible to decide how much built up area is available. Since, the applicant has not complied with the requirement of the NCTE Regulations, 2014. Recognition is refused." Accordingly, Refusal Order was issued on 24.02.2016.

AND WHEREAS, the institution preferred an appeal before the Council (NCTE) u/s 18 of NCTE Act, 1993, against the Refusal order dated 24.02.2016 and the Council vide order dated 02.09.2016 remanded the case to WRC with the direction that "...The appellant is directed to forward the documents sent with his letter dt. 02.06.2016 to the W.R.C. within 15 days of receipt of the orders on the appeal."

AND WHEREAS, the aforesaid appeal order was placed before WRC in its 265th meeting held on December 27-29, 2016 and the Committee decided that "...This is a case of Appeal. An examination of the file shows that the institution has submitted land documents, CLU, Building Plan. However, Non-Encumbrance Certificate and Building Completion Certificate have not been submitted. Hence, VT be constituted and the VT should obtain from the management Non-Encumbrance Certificate and Building Completion Certificate."

AND WHEREAS, the inspection of the institution was conducted on 28.01.2017.

AND WHEREAS, the original file, visiting team report and other relevant documents were considered by WRC in its 269th meeting held on February 20-22, 2017 and the Committee observed that "...The VT visited the institution on 28/01/2017. The CD was seen and VTR perused. The CD shows a good building with good instructional and infrastructural facilities. The VT has recommended the case. Hence, LOI be issued for 1 unit of the D.El.Ed. course. The institution has submitted a Building Completion Certificate from an Architect. However, the institution should submit a Building Completion Certificate countersigned by a Government Engineer". Accordingly, LOI was issued on 27.02.2017.

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मानस भवन, श्यामला हिल्स, भोपाल-462002

Manas Bhawan, Shyamla Hills, Bhopal-462002

दूरभाष/ Phone: 0755-2739672, 2660915, 2660379, 2660372 फेक्स/ Fax: 0755-2660912

Email: wrc@ncte-india.org Website : www.nctewrc.co.in
NCTE HQrs. Website : www.ncte-india.org

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AND WHEREAS, the reply received from the institution was placed in the 270th Meeting of WRC held on March 1-3, 2017 and the Committee decided that "...Consequent to the issue of LOI, the institution has submitted a list of 1 Principal, and 7 faculty members who are approved by the competent authority. However, in the case of Lecturers at serial nos. 2,5 and 6, the institution has written M.A. Education or M.Ed. as "running". The institution should clarify whether these 3 lecturers have completed M.A./M.Ed. if so, the mark sheet should be submitted. Hence, Clarification be obtained on the above grounds. Reply should be submitted within 30 days." Accordingly, Clarification letter was issued on 09.03.2017.

AND WHEREAS, the reply received from the institution was placed in the 272nd Meeting of WRC held on April 6-8, 2017 and the Committee decided that "...Consequent to the issue of LOI, the institution has submitted a list of 1 Principal and 7 faculty members who are qualified and approved by the competent authority. However, a complaint has been received from 3 members whose names feature in the list of staff. These members have alleged they were not part of the recruitment process. They are not even aware. They do not know how their names were included in the list of faculty members. These members have also stated that they do not possess the M.Ed. degree. Copy of the complaint be sent to the institution for reply. A copy of this complaint be also sent to the Director, Rajya Shiksha Kendra (SCERT). The case will be processed further after receipt of reply." Accordingly, again Clarification letter was issued on 11.04.2017.

AND WHEREAS, the reply received from the institution was placed in the 273rd Meeting of WRC held on April 18-19, 2017 and the Committee decided that "...In response to the Clarification letter, the institution has submitted another list of faculty members excluding therein the candidates who featured in the original staff list at serial nos. 2,5, and 6. It is clear that names have been substituted which gives substance to the complaint of the 3 candidates. **Since, there is an attempt to mislead the Committee, Recognition is refused.**"

NOW, THEREFORE, the WRC, in exercise of powers vested u/s 15 (3)(b) of the NCTE Act, hereby refuses recognition to NALANDA SCIENCE & COMMERCE COLLEGE, PLOT/KHASRA NO.29/46, PHN-1228/28,29, MAHARANA PRATAP JHINJHARI, PLOT/STREET NO. NH-7, VILLAGE - JHINJHARI KATNI, TOWN/CITY/POST OFFICE/TEHSIL /TALUKA/DIST. KATNI, PIN CODE - 483501, MADHYA PRADESH for the D.El.Ed. Course.

Further, if the institution is not satisfied by the order, it can prefer an appeal to the National Council for Teacher Education, Hans Bhawan, Wing-II, 1, Bahadur Shah Zafar Marg, Near ITO, New Delhi - 110002 against the order under Section 18 of the NCTE Act, 1993 within 60 days of the issue of this order. The guidelines for filing of appeal may be seen on NCTE website: www.ncte-india.org.

Regional Director

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FDR No.898487 for Rs.4.00 lakhs/Union Bank

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Copy to:

1. ✓ The Principal, NALANDA SCIENCE & COMMERCE COLLEGE, PLOT/KHASRA NO.29/46, PHN-1228/28,29, MAHARANA PRATAP JHINJHARI PLOT, STREET NO. NH-7, VILLAGE - JHINJHARI KATNI, TOWN/CITY/POST OFFICE/TEHSIL /TALUKA/DIST. KATNI, PIN CODE - 483501, MADHYA PRADESH
2. The Secretary, TAKSHSHILA EDUCATION SOCIETY, 21 CIVIL LINE, PLOT NO. 29/46, STREET/ROAD: NH-7, POST OFFICE /TEHSIL/TALUKA/TOWN/CITY/DISTRICT: KATNI, PIN CODE: 483501, MADHYA PRADESH.
3. The Secretary, Board of Secondary Education, Shivaji Nagar, Bhopal, Madhya Pradesh.
4. The Director, S.C.E.R.T., Wing B, Pustak Bhawan, Arera Hills, Bhopal, M.P.
5. The Secretary, Department of Elementary Education & Literacy, Government of India, Ministry of Human Resource Development, Shastri Bhawan, New Delhi.
6. The Under Secretary (EDP Section), National Council for Teacher Education, Hans Bhawan, Wing- II, Bahadurshah Zafar Marg, New Delhi- 110002.
7. Office Order file/Institution file.(APP2554/222)


Regional Director