

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

F.No.WRC/APP3245/222/270th/{M.P.}/2017/182078

Date : 14-3-17

REFUSAL ORDER

WHEREAS, in terms of Section 15 of the NCTE Act, 1993, BHUPENDRA DUTT PANDEY EDUCATION SOCIETY, STREET/ROAD - GANDHI CHOWK, VILLAGE/TOWN/CITY/ POST OFFICE - SATNA, TEHSIL/TALUKA - RAGHURAJNAGAR, TOWN/CITY/DISTRICT - SATNA, PIN CODE - 485001, MADHYA PRADESH (WRCAPP3245/222) had submitted on 30.06.2015 the application to the Western Regional Committee of the NCTE for grant of recognition to, CHANDRASHEKHAR SHIKSHA MAHAVIDYALAYA, PLOT/KHASRA NO. - 11/2/2, VILLAGE - MATEHNA, POST OFFICE - BAGHA, TEHSIL/TALUKA - RAGHURAJNAGAR, TOWN/CITY/DISTRICT - SATNA, PIN CODE - 485001, 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 20.08.2015, 07.10.2016 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, WRC in its 241st meeting held on February 4-6, 2016 decided that WRO should process the case and constitute VT/issue Show Cause Notice, as the case may be. Accordingly Show Cause Notice was issued on 10.02.2016.

AND WHEREAS, reply received from the institution was placed in 244th WRC meeting held on February 25-26, 2016 and the Committee observed that "...Show Cause Notice was issued to the institution on 10/02/2016, and reply was received on 15/02/2016. The institution has submitted notarized copies of all the required documents. The institution is running the B.Ed. course (223536) for two units. Now, this case relates to the application for a new D.El.Ed. course. The requirement of land for two units of B.Ed. and one unit of D.El.Ed. course is 3500 sq. mtrs. while the institution is having sufficient land, the CLU is only for 27,500 sq.ft. which is less than the requirement. Similarly, for the two courses, the institution requires 3500 sq. mts. of built up area. The institution has only 23,838 sq.ft. of built up area as per Building Completion Certificate. Hence, Recognition is refused." Accordingly, Refusal order was issued on 11.03.2016.

AND WHEREAS, the institution preferred an appeal before the Council (NCTE) u/s 18 of NCTE Act, 1993, against the Refusal order dated 11.03.2016 and the Council vide order dated 08.07.2016 remanded the case to WRC for conducting another inspection by the payment of fee by the appellant institution.

AND WHEREAS, the aforesaid appeal order was placed before WRC in its 259th meeting held on September 21-23, 2016 and the Committee decided that "...This is a case of Appeal. Show Cause Notice was issued to the institution on 10/02/2016 and refusal order was issued on 11/03/2016. The Appellate Authority vide order dt. 08/08/2016 has remanded the case to WRC to process the case further. As per the Appeal order, the institution is required to submit a fee of Rs. 1.50 Lakhs to conduct a VT to verify the claim of the appellant institution regarding possession of adequate land and built up area and CLU. In the meanwhile, the institution is required to submit certified/notarized copies of all the documents relating land, building, and CLU which were submitted before the Appeal Committee." Accordingly, letter was issued on 27.09.2016

AND WHEREAS, the reply received from the institution was placed in the 265th Meeting of WRC held on December 27-29, 2016 and the Committee decided that "...An examination of the file shows that the institution is having the required land and built up area. Hence, VT be constituted."

AND WHEREAS, the inspection of the institution was conducted on 24.01.2017.

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मानस भवन, श्यामला हिल्स, भोपाल-462002

Manas Bhawan, Shyamla Hills, Bhopal-462002

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AND WHEREAS, the original file, visiting team report and other relevant documents were placed in the 268th Meeting of WRC held on February 9-11, 2017 and the Committee decided that "...The VT visited the institution on 24/01/2017. The VTR was perused and the CD viewed. The CD shows a good building with adequate infrastructural and instructional facilities. The college is already running the B.Ed. course, but there was no evidence to show that the college is functioning since 2008. In fact all the furniture is new and unused. The staff and the students were not present. The Library and Labs were narrow. The books in the Library are 2200 whereas the requirement is 3000. The website was visited and found non-functional. On examination of the existing B.Ed. file (223536) there is a photo of the building consisting of ground plus two floors which is also seen in the building plan at khasra nos. 836, 837 and 838 which is also seen in the Building Completion Certificate whereas the current application shows a building with ground and first floor only in khasra no. 11/2/2. So there is a discrepancy. Hence, Show Cause Notice be issued on the above ground. Reply should be submitted within 30 days. Accordingly, Show Cause Notice was issued on 20.02.2017.

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 "...Show Cause Notice was issued to the institution on 20/02/2017. The Society has replied that it has applied to the Municipal Corporation to issue a comprehensive land certificate to include Khasra nos. 9, 11, 12 and 869, 837 and 838. The institution has not substantiated nor offered any satisfactory reply. Hence, 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 CHANDRASHEKHAR SHIKSHA MAHAVIDYALAYA, PLOT/KHASRA NO. - 11/2/2, VILLAGE - MATEHNA, POST OFFICE - BAGHA, TEHSIL/TALUKA - RAGHURAJNAGAR, TOWN/CITY/DISTRICT - SATNA, PIN CODE - 485001, 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

The Manager to Govt. of India Press
Department of Publications, (Gazette Section)
Civil Lines, Delhi - 110054

Copy to:

1. The Principal, CHANDRASHEKHAR SHIKSHA MAHAVIDYALAYA, PLOT/KHASRA NO. - 11/2/2, VILLAGE - MATEHNA, POST OFFICE - BAGHA, TEHSIL/TALUKA - RAGHURAJNAGAR, TOWN/CITY/DISTRICT - SATNA, PIN CODE - 485001, MADHYA PRADESH.
2. The Secretary, BHUPENDRA DUTT PANDEY EDUCATION SOCIETY, STREET/ROAD - GANDHI CHOWK, VILLAGE/TOWN/CITY/ POST OFFICE - SATNA, TEHSIL/TALUKA - RAGHURAJNAGAR, TOWN/CITY/DISTRICT - SATNA, PIN CODE - 485001, 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.(APP3245/222)

Regional Director