

No.WRC/APW00025/223110/239<sup>th</sup>/2016/159295

Date: 01/02/16

**SHOW CAUSE NOTICE**

WHEREAS, recognition was granted to the institution namely **BHOPAL DEGREE COLLEGE, 393, ASHOK VIHAR, ASHOKA GARDEN, BHOPAL 462023 MADHYA PRADESH** under section 14 of NCTE Act, 1993 for conducting **B.ED. (CO-ED)**.course vide order dated **07.07.2003 & 09-07-2004** for an annual intake of 100 seats.

AND WHEREAS, one Shri Pawan Dubey had filed a PIL in the Hon'ble High Court of Madhya Pradesh at Jabalpur. The Hon'ble High Court had directed to inspect all B.Ed. institutions in the State of Madhya Pradesh. Since, the institutions are existing institutions, the inspection was to be conducted by NCTE Hqrs. u/s 13 of the NCTE Act.

AND WHEREAS, the AFFIDAVIT REGARDING ACCEPTANCE AND COMPLIANCE OF NCTE REGULATIONS, 2014 was issued to the institution on **17.01.2015** and the reply was received on **05.02.2015**.

AND WHEREAS, Revised Recognition order was issued to the institution on **31.05.2015**.

AND WHEREAS, the Inspection (U/s-13) was conducted by NCTE Hqrs. on **17.11.2014**.

AND WHEREAS, the Deficiency Letter was issued by the NCTE HQRs. to the institution on **06.05.2015** and the reply of Deficiency Letter was received in NCTE HQRs. on **12.06.2015**.

AND WHEREAS, the VTR/letter was received from NCTE Hqrs. in WRO on **12.11.2015**.

AND WHEREAS, the matter was placed in **239<sup>th</sup> Meeting held on January 06-08, 2016** of WRC and the Committee decided that "... BHOPAL DEGREE COLLEGE, Bhopal was inspected by a visiting team u/s 13 of the NCTE Act, 1993 as a follow up action on the order dated 12.05.2014 of the Hon'ble High Court in the W.P. No.2730/2012 (PIL). The institution was inspected on 17.11.2014. Vide their letter dated 06.05.2015, the NCTE hqrs informed The Principal of the BHOPAL DEGREE COLLEGE about the lacuna found in their institution. The reply of the institution dated 08.06.2015 was examined. The institution has submitted the attendance sheets for six months alongwith the name of the students as desired in the NCTE letter. According to which the attendance is 70%.

With regard to the issue of engagement of full faculty, the institution has claimed that staff of 1+7 has been appointed after the approval of affiliating University. Appointment of staff under the norms of NCTE Regulations, 2014 has been started by the institute.

With respect to the issue of payment of salary to the staff, the institution has replied that since it is a minority institution, it has the right to pay salary in cash, and that now the institution has directed the teachers to open their accounts. The institution has submitted a copy of the notice issued by it to the employees for opening Bhavishya Nidhi Provident Fund account.

This reply of the institution is in gross violation of the provision of the NCTE Regulations, 2009 (the present Regulations, 2014 also)

As per clause 10(2), the academic and other staff of the institution shall be paid such salary as may be prescribed by the concerned government or Board or affiliating body by account payee cheque or as per advice into the bank

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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

19/2/16

account of employee specially opened for the purpose. The institution shall maintain complete record of payment of salary to the employees, Employees Provident Fund, details of which may be given in the Self Appraisal report and which may be verified at any time by the Council or State Government or affiliating body.

Every institution is obliged to follow this rule.

There is no relaxation for any type of institution.

Further, the CPF account has to be opened by the employer and there is no system for the employees to apply for opening such an account. Thus gross violation of 10(2) has been committed by this institution.

As regards to the point related to land area and built up area, the institution has not submitted any information, except a building plan which is in the name of a private individual – Smt. Hazrat Jahan. With respect to the appointment of a part-time art teacher, the reply submitted by the institution that it has been complying from time to time, is not at all satisfactory.

**Hence, Show Cause Notice u/s 17 be issued on the above grounds.”**

Now therefore, this Show Cause Notice is issued u/s 17 of the NCTE Act, 1993. Your written representation should reach this office within 30 days from the date of this Notice. In case no representation is received within the stipulated time, it will be presumed that you have nothing to offer and in that event the WRC shall taken action for withdrawal of recognition u/s 17 of the NCTE Act, 1993.

Yours faithfully,

(Satish Gupta)  
Regional Director

TO,

The Principal,  
BHOPAL DEGREE COLLEGE,  
393, ASHOK VIHAR, ASHOKA GARDEN,  
BHOPAL 462023,  
MADHYA PRADESH.

Copy to:

THE SECRETARY,  
COUNCIL FOR RESEARCH IN YOGA &  
NATUROPATHY & TECHNICAL EDUCATION,  
MUKADAS NAGAR, BHOPAL, MADHYA PRADESH.

  
Regional Director