

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

F.NRC/NCTE/RJ-763/243<sup>rd</sup> Meeting/2015/ 1/24834

ORDER

5 Oct 2015

WHEREAS, the institution i.e. **Seth Moti Lal Teacher Education College, In front of Rani Sati Mandir, District- Jhunjhunu-330001, State- Rajasthan** was granted recognition by the NRC vide Order No. F.NRC/NCTE/F-7/RJ-763/7237-7246 dated 20.10.2006 for conducting STC course of two years duration with an annual intake of 50 (Fifty Only) students.

AND WHEREAS, the recognition granted to the institution for STC programme was withdrawn by the NRC vide Order No. F.NRC/NCTE/F-3/RJ-763/2010/16394-16400 dated 08.02.2010 on the following points:-

- The deficiencies communicated through letter F.No.NRC/NCTE/RJ-763/142 Meeting / 6010 dated 9 July 2009 still exist.

AND WHEREAS, the Institution preferred an appeal dated 17.03.2010 to the Council, NCTE, New Delhi under section 18 of NCTE Act, 1993 against the aforesaid order. The Council vide order dated 05.05.2010 rejected the appeal and NRC's order dated 08.02.2010 was confirmed.

AND WHEREAS, the institution filed Writ Petition No. 3707/2010 in the Hon'ble High Court of Delhi at New Delhi. The court had passed an order dated 26.05.2010. The case was considered by NRC in its 182<sup>nd</sup> meeting held from May 15-21, 2011 and it was decided that Show Cause Notice be issued to the institution under section 17 of the NCTE Act 1993. Accordingly, Show Cause Notice was issued to the institution on 28.07.2011.

AND WHEREAS, the reply received from the institution in response to the aforesaid letter was considered by NRC in its 186<sup>th</sup> meeting held from August 08-10, 2011 and it was decided that a show cause notice be issued to the institution under section 17 of the NCTE Act 1993. Accordingly, show cause notice was issued to the institution on 30.09.2011.

AND WHEREAS, the institution submitted its reply to the NRC office on 28.10.2011 in response to the show cause notice issued by the NRC. The matter was considered by the NRC in its 188<sup>th</sup> meeting held from 11<sup>th</sup> to 15<sup>th</sup> November, 2011 and NRC decided to issue show cause notice to the institution under section 15 of the NCTE Act 1993. Accordingly, show cause notice was issued to the institution on 10.01.2012.

AND WHEREAS, the reply dated 09.02.2012 received from the institution in response to the show cause notice was considered by NRC in its 209<sup>th</sup> meeting held from 26<sup>th</sup> to 28<sup>th</sup> December, 2012 and the Committee decided that the recognition for the said course be withdrawn under provision of section 17 of NCTE Act, 1993. FDRs if any, submitted by the institution be returned. Accordingly, the recognition of the institution was withdrawn vide NRC order dated 28.01.2013 on the following points:-

- The verification of record reveals that neither the Principal nor the Head of D.El.Ed. programme possessed minimum teaching experience in elementary teacher education institution as per norms of NCTE. The list of teacher selected for D.El.Ed. programme has not been approved by Director, Elementary Education, Govt. of Rajasthan, Bikaner, Rajasthan.

AND WHEREAS, letter dated 14.02.2013 submitted by the institution in the NRC office on 15.02.2013 in which it enclosed a Court order dated 31.01.2013 in S.B. Civil Writ Petition No. 947 of 2013 before the Hon'ble High Court of Rajasthan at Bench Jaipur, Jaipur which is reproduced below:-

"Contention of learned counsel for petitioner is that recognition granted to petitioner for running B.Ed. and D.El.Ed./STC courses by University of Rajasthan and Director Elementary/Secondary Education, Bikaner, has

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भवानी सिंह मार्ग, जयपुर-302 005 (राजस्थान)

कार्यालय : उत्तर प्रदेश, उत्तराचल, दिल्ली, हरियाणा, पंजाब, चण्डीगढ़, हिमाचल प्रदेश, राजस्थान  
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been suddenly withdrawn by respondent no. 2-Northern Regional Committee, National Council for Teachers Education vide resolution in its 209<sup>th</sup> meeting held from 26<sup>th</sup> to 28<sup>th</sup> December, 2012 on the premise that petitioner has failed to submit approval letter with regard to selection of Teachers with participation of the University of Rajasthan. Learned counsel referred to letter dated 28.11.2007 (Annexure-12) showing that University of Rajasthan had nominated Professor Shonal Lal Sharma, Department of Business Administration, Jaipur, as its representative on the selection committee for selection of teachers for petitioner college. Learned counsel also referred to letter dated 29.04.2009 (Annexure-11) of University of Rajasthan, whereby it was informed to petitioner college that its Vice-Chancellor has been pleased to approve appointment of Dr. Rajeev Kumar Sharma as Principle of petitioner's B.Ed. college. As regards the staff selected, learned counsel referred to the minutes of selection committee dated 25.05.2011 (Annexure-13) showing that all the staff was selected in presence of Shri S.L. Sharma, nominee of University of Rajasthan. The minutes of selection committee along-with details of all selected teaching staff of petitioner college was sent to the University of Rajasthan vide letter dated 30.05.2011 (Annexure-14), but so far it has not sent approval letter. It is contended that the petitioner cannot be blamed if the University of Rajasthan has so far not sent the letter of approval and the respondents have arbitrarily withdrawn the recognition. Reference is also made to order dated 14.06.2012 session 2012-13 for B.Ed. course with intake of 100 seats, on the basis of recommendation of the Board of Inspection dated 09.06.2012.

Issue notice to the respondents, returnable by eight weeks. In the meantime, operation of the decision/resolution of respondent no. 2 in its 209<sup>th</sup> meeting held from 26<sup>th</sup> to 28<sup>th</sup> of December, 2012, for withdrawal of recognition of B.Ed. & D.El.Ed./STC course run by the petitioner college, shall remain stayed during pendency of the writ petition. List along-with petitions no. 10958/2010 and 11305/2010.

AND WHEREAS, the matter was placed before the NRC in its 211<sup>th</sup> meeting held from February 19<sup>th</sup> to 21<sup>st</sup>, 2013 and the Committee decided that Appeal against the orders of Hon'ble High Court be filed before the double bench of Hon'ble High Court.

AND WHEREAS, the institution thereafter, preferred an appeal before the Council (New Delhi) under section 18 of the NCTE Act, 1993. The Appellate Authority had passed order dated 08.07.2014 in the appeal. The operative part of appeal is as under :-

“.....after perusal of the memorandum of appeal, affidavit, documents available on records and considering the oral arguments advanced during the hearing, the Council concluded that the appeal deserves to be remanded to NRC with a direction to consider the approved staff list to be submitted by the appellant within a period of three months from the date of issue of orders on the appeal and take a fresh decision in the matter.

Now therefore, the Council hereby remands back the case of Seth Motilal Teacher Training College, Jhunjhunu, Rajasthan to the NRC, NCTE for necessary action as indicated above.”

AND WHEREAS, the appeal order was considered by the NRC in its 227<sup>th</sup> meeting held on 21<sup>st</sup> August, 2014 and the Committee decided that the matter be kept in abeyance in compliance of the Hon'ble Supreme Court directions.

AND WHEREAS, the institution submitted representation dt. 09.06.2015 and 20.06.2015 to the NRC office requesting to consider the matter of the above institution. The matter was considered by the NRC in its 241<sup>st</sup> meeting held from 03-07 August, 2015 and the Committee decided that show cause notice under section 17 of the NCTE Act, 1993 be issued to the institution. Accordingly, a show cause notice was issued to the institution on 25.08.2015 on the following point:-

- The institution did not submit the approved staff list within a period of three month from the date of issue of order on the appeal by the NCTE Hqrs. The order has been issued on 08.07.2014 by the NCTE Hqrs.

AND WHEREAS, the institution submitted its reply dt. 15.09.2015 to the NRC office on 18.09.2015 in response to the aforesaid show cause notice. The case was considered by the NRC in its 243<sup>rd</sup> meeting held on September 28-30, 2015 and the Committee decided the following:-

- The NRC considered the representation of the institution dated 15/9/2015 with regard to the list of faculty approved by the affiliating body. The institution is directed to appoint the staff approved by the affiliating body as per NCTE Regulation 2014 latest by 31/10/2015. In the mean time, the recognition of the institution is restored.

Now, therefore, in light of the above, the Northern Regional Committee, NCTE hereby restore the recognition for STC course granted to Seth Moti Lal Teacher Education College, In front of Rani Sati Mandir, District- Jhunjhunu-330001, State- Rajasthan.

By Order,

(Dr. S.K. Chauhan)  
Regional Director

To,  
The Manager to Govt. of India,  
Department of Publications, (Gazette Section)  
Civil Lines, Delhi – 110 054

Copy to:-

1. The Principal/Correspondent, Seth Moti Lal Teacher Education College, In front of Rani Sati Mandir, District- Jhunjhunu-330001, State- Rajasthan.
2. The Director, Department of Elementary Education, Distt. Bikaner, Rajasthan.
3. The Principal Secretary, (Dept. Of Higher Education) Govt. of Rajasthan, Jaipur Secretariat, Distt. Jaipur, Rajasthan.
4. The Secretary, Department of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi- 110001.
5. The US (Computer), National Council for Teacher Education, Hans Bhawan Wing-II, I, Bahadur Shah Zafar Marg, New Delhi- 110 002.
6. The Co-ordinator, PTET, M.D.S. University, Distt. Ajmer, Rajasthan.
7. Computer Section of NRC, NCTE, Jaipur for upload the same of NRC website.
8. Office order file/ Institution file.

Regional Director