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National Council for Teacher Education
Eastern Regional Committee
(A Statutory Body of the Govt. of India)
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ERC/174.2(ii).26/NCTE/APE00779/B.Ed./2014/26999

Date: 19/08/2014

Order

WHEREAS Vishweshwaraiya B.Ed. College, At-Deoli, Po – Jangalpur, Ps – Gobindpur, Dist – Dhanbad, Jharkhand – 828109 (Code No. APE00779) was granted recognition by ERC, NCTE on 01.08.2008 for conduction B.Ed. course of one year duration with an annual intake of 100 from the academic session 2008-2009 under clause 7(11) of NCTE (Recognition Norms & Procedure) Regulations, 2007 subject to fulfilment of the following conditions:

- (i) The institution shall, within one month of the receipt of recognition order, convert the endowment fund and reserve fund accounts into joint accounts to be operated along with an officer of the Eastern Regional Committee.
- (ii) **The institution shall comply with the various other norms and standards prescribed in the NCTE Regulations, as amended from time to time.**
- (iii) The institution shall make admission only after it obtains affiliation from the examination body in terms of clause 8(12) of the NCTE (Recognition Norms & Procedure) Regulations, 2007.
- (iv) **The institution shall ensure that the required number of academic staff for conducting the course is always in position.**

2. AND WHEREAS a Public Interest Litigation vide W.P. (PIL) No. 327 of 2011 has been filed by Shiv Shankar Munda - Vs - Chairperson NCTE & Ors in the Hon'ble High Court of Jharkhand at Ranchi. As per direction of the Hon'ble High Court of Jharkhand, the said institution was inspected by the NCTE Hqrs., New Delhi under section 13 of the NCTE Act 1993. Accordingly, the NCTE Hqrs. issued a deficiency letter to the institution along with the report of the Prof. Arora Committee for greater clarity of the deficiencies vide No. 93-78/2014/NCTE/Insp./A87037 dated 30.04.2014 with the following observations:-

- (i) The institution has arranged the required infra-structural and instructional facilities. However, it is functioning from a site different from the site where recognition was actually granted by the ERC, Bhubaneswar and shifting has been made by the institution without obtaining prior permission of ERC, Bhubaneswar or NCTE (HQ).
- (ii) The institution has engaged the required teaching and non-teaching staff but the service conditions of the staff are not satisfactory.
- (iii) The management of instructional affairs is fairly satisfactory.

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3. AND WHEREAS the applicant institution had submitted its representation dated 24.05.2014 in response to deficiency letter dated 30.04.2014 to ERC, NCTE. The Eastern Regional Committee in its 171st Meeting held on 3rd – 4th June 2014 considered the representation of the institution and found that non of the deficiencies are complied by the institution. As decided by ERC, Show Cause Notice u/s 17(1) was issued vide No. 26265 dated 17.06.2014 to the institution on the following grounds:-

- (i) Initially, as per land document plots bearing numbers were 732, 738, 739, 418/2149, 418/2148, Mauza No. 179, Khata No. 31 & 32 measuring land area 5.19 acres has been submitted by the institution.

Now, the institution submitted another land document having plot Nos. 1548, 1549, 1560, 1561, 1562 & 1569 measuring land area 133.75 dec.

- (ii) The plot Numbers mentioned in the previous land document and new land document does not tally to each other. As per VT report the institution has shifted the premises of the institution without getting permission from the ERC, NCTE, Bhubaneswar.
- (iii) The institution in its representation has mentioned that the previous principal has quit from the institution and another principal Dr. Miss Quyam Zehar was appointed. The institution has not submitted the copy of advertisement, minutes of the selection committee, individual affidavit, educational & professional certificates of the newly appointed principal along with the fresh faculty list duly approved by the Registrar of the concerned University.

4. AND WHEREAS the applicant institution submitted its reply dated 10.07.2014 in response to show cause notice u/s 17(1) dated 17.06.2014 to ERC, NCTE. The Eastern Regional Committee in its 174th Meeting held on 5th August 2014 considered the facts on records available in the file, the inspection report of the NCTE Hqrs. as well as the reply submitted by the institution. The matter was discussed in detail and observed that the institution is still having the following deficiencies which are contravened to the Norms and Standards prescribed in the Regulations of NCTE:-

- (i) At the time of submission of application the institution was having land at Plot No. 732, 738, 739, 418/2149, 418/2184, Khata No. 31 & 32 under Mauza No. 179 Mauza-Kapasara, P.S- Gobindpur, Dhanbad measuring land area 5.19 acres in favour of Smt. Tanuja Chowdhary, Secretary, Sanajik Kalyan Sansthan and the institution submitted a copy of the sale deed dated 30.09.2005. The institution had submitted a building plan for construction of a 3-storey building on the said plots of land but the total land area, total built up area, plot nos., khata nos. were not indicated. However, an affidavit on Rs. 100/- stamp paper dated 01.05.2007 subsequently submitted by the institution indicated that the society was in possession of land measuring 21010.8 Sq. Mts. and built up area of 2245 Sq. Mts. for the Vishwashwaraiya B.Ed. college at the aforesaid plots. Accordingly, the ERC, NCTE, Bhubaneswar granted recognition to the Vishwashwaraiya B.Ed. college vide order dated 21.08.2008.

- ii) As special inspection conducted on 28.09.2013, the institution is functioning from a building with a built-up area 2529.73 Sq. Mts. in 3 floors constructed on plot Nos. 1548(P), 1561(P), 1562(P), 1569(P) under Mause No. 198, Khata No. 29 situated in Mause- Deoli, P.S.Govindpur, Dhanbad. The said property has been sold by the society namely samajik Kalyan Santhan in favour of the Vishweshwaraiya B.Ed. college vide sale deed executed on 16.12.2009 i.e. after granting recognition by the ERC, NCTE, BBSR.
- (iii) The institution is not functioning in the land and building where the recognition was granted to the Vishweshwaraiya B.Ed. College on 21.08.2008. The institution shifted the premises to a new place without obtaining approval of the ERC, Bhubaneswar and, thus, violated Regulation No. 8(11) of the NCTE Regulation 2009.

In view of the above, the committee decided as under:

The committee concluded that the institution is running the B.Ed course violating the NCTE Norms and Regulation 2009. The committee, therefore, decided to withdraw the recognition of the institution for B.Ed. course under Section 17(1) of the NCTE Act, 1993 from the academic session 2015-2016.

5. **NOW, THEREFORE, grant of recognition to Vishweshwaraiya B.Ed. College, At-Deoli, Po - Jangalpur, Ps - Gobindpur, Dist - Dhanbad, Jharkhand - 828109 (Code No. APE00779) for B.Ed. course is hereby withdrawn from the academic session 2015-2016 in terms of section 17(1) of NCTE Act, 1993.**

6. Further, if the institution is not satisfied with the order, they may prefer an appeal under Section 18 of the NCTE Act in the "Online mode" available at NCTE's website www.ncte-india.org within 60 days of the issue of the order.


Regional Director

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

C.C.

- 1) **The Secretary/Principal/Correspondent, Vishweshwaraiya B.Ed. College, At-Deoli, Po - Jangalpur, Ps - Gobindpur, Dist - Dhanbad, Jharkhand - 828109.**
- 2) The Commissioner & Secretary, Primary, Secondary and Higher Education, HRD Department, Govt. of Jharkhand, MDI Building, Dhurwa, Dist. Ranchi, Jharkhand - 834 004
- 3) The Registrar, Vinoba Bhave University, P.B. No. 31, Hazaribagh, Jharkhand-825301.
- 4) The Director of Higher Education, HRD Department, Govt. of Jharkhand, M.D.I. Bhawan, Dhurwa, Ranchi, Jharkhand-834004.
- 5) The Secretary, Dept. of School Education and Literacy, Ministry of Human Resource Development, Govt. of India, Shastri Bhawan, New Delhi - 110001.
- 6) The US (Computer), National Council for Teacher Education, Hans Bhawan Wing - II, 1, Bahadur Shah Zafar Marg, New Delhi-110 002.
- 7) Office Order file / Institution file.


Regional Director

